

standing against Mathis Independent District as hereinafter defined and described by metes and bounds, and declaring valid a maintenance tax heretofore levied, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 693, "An Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an act to provide a special road law for Denton county, Texas, etc., and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 670, "An Act incorporating and creating the Knippa Independent School District of Uvalde county, Texas, etc., and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

FORTY-NINTH DAY.

(Friday, March 16, 1917.)

The House met at 9:30 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following members were present:

Bagby.	Blackburn.
Baker.	Blackmon.
Beard of Harris.	Blalock.
Beard of Milam.	Bland.
Beasley.	Bledsoe.
Beason.	Boner.
Bedell.	Bryan.
Bertram.	Bryant.

Burton of Rusk.	Nordhaus.
Burton of Tarrant.	O'Banion.
Butler.	O'Brien.
Cadenhead.	Osborne.
Canales.	Parks.
Carlock.	Peddy.
Cates.	Peyton.
Clark.	Pillow.
Cope.	Pope.
Cox.	Raiden.
Davis of Dallas.	Reeves.
Davis of Grimes.	Richards.
Davis	Robertson.
of Van Zandt.	Roemer.
De Bogory.	Rogers.
Denton.	Russell.
Dodd.	Sackett.
Dudley.	Sallas.
Dunnam.	Sentell.
Estes.	Schlesinger.
Fairchild.	Schlosshan.
Fisher.	Scholl.
Fitzpatrick.	Seawright.
Florer.	Sholars.
Fly.	Smith of Bastrop.
Haidusek.	Smith of Hopkins.
Hardey.	Smith of Scurry.
Harris.	Spencer of Nolan.
Hartman.	Spencer of Wise.
Hawkins.	Spradley.
Hill.	Stewart.
Holland.	Swope.
Hudspeth.	Taylor.
Johnson.	Templeton.
Jones.	Terrell.
Laas.	Thomas.
Lacey.	Thomason
Laney.	of El Paso.
Lange.	Thomason
Lanier.	of Nacogdoches.
Lee.	Thompson
Lindemann.	of Hunt.
Lowe	Thompson
of McMullen.	of Red River.
Low	Tillotson.
of Washington.	Tilson.
McComb.	Tinner.
McDowra.	Traylor.
McFarland.	Tschoepe.
McMillin.	Valentine.
Martin.	Veatch.
Meador.	Wahrmund.
Mendell.	Walker.
Metcalf.	White.
Miller of Austin.	Williams
Miller of Dallas.	of Brazoria.
Monday.	Williams
Moore.	of McLennan.
Morris.	Williford.
Murrell.	Wilson.
Neeley.	Woods.
Neill.	Woodul.
Nichols.	Yantis.

Absent.

Brown.

Greenwood.

Absent—Excused.

Bell. Poage.
Crudgington. Strayhorn.
McCoy. Upchurch.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain, as follows:

Holy Father: Let us come into Thy presence as children with child-like faith. If we have committed error overrule it to Thy glory and our good. If we have sinned forgive us. If others have sinned against us give us a forgiving spirit. Guide us in performing the high and sacred duties of this day. For Jesus' sake. Amen.

LEAVE OF ABSENCE GRANTED.

The following member was granted leave of absence on account of important business:

Mr. Poage, for today, on motion of Mr. Neeley.

HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Thomason of Nacogdoches and Mr. Strayhorn:

H. B. No. 848, A bill to be entitled "An Act creating and incorporating the Mercedes Independent School District in Hidalgo county, Texas, for free school purposes only; defining its boundaries, and providing for the election of a board of trustees; providing for continuing in office the present board of trustees until the expiration of their terms of office; providing for the raising of revenues by taxation, issuing of bonds for raising money for buildings and equipping purposes and for maintaining public free schools therein, etc., and declaring an emergency."

Referred to Committee on Education.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 472, to the Committee on Roads, Bridges and Ferries.

S. B. No. 468, to the Committee on Stock and Stock Raising.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Lange, it was ordered that Senate bill No. 472 be not printed.

On motion of Mr. Dunnam, it was ordered that Senate bill No. 267 be not printed.

On motion of Mr. Roemer, it was ordered that House bills Nos. 845 and 846 be not printed.

On motion of Mr. Smith of Scurry, it was ordered that Senate bill No. 475 be not printed.

On motion of Mr. Lee, it was ordered that House bill No. 801 be not printed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bill:

H. B. No. 237, A bill to be entitled "An Act to provide a more adequate system of laws relating to irrigation and declaring the unappropriated waters of the State the property of the State; authorizing their appropriation, storage and diversion for beneficial uses; perpetuating the Board of Water Engineers and prescribing its powers, duties and compensation; defining water rights and prescribing the method of acquiring, perfecting and preserving same; requiring applications to be made to the Board of Water Engineers for permits to construct storage, diversion and distribution works, and prescribing the method thereof; limiting the right to the waters of the State to beneficial uses, and declaring forfeiture for abandonment of use; prescribing standards for the measurement of water; providing a method for the determination of water rights by the Board of Water Engineers; authorizing appeals from the decisions of the State Board of Water Engineers, and regulating the manner thereof; prescribing the method of serving notices on claimants and appropriators of water and declaring the effects of failure to observe the same; authorizing the issuance of certificates of water rights and the recording thereof; fixing certain fees; creating the office of Water Commissioner and prescribing the duties and compensation thereof; authorizing the appointment of special assistants and prescribing their

duties and compensation; dividing the State into water divisions and providing for water districts; prescribing the method for determining and recording titles to irrigation works, and establishing the period of limitation to quiet titles thereto; regulating partnership ditches; conferring the right of eminent domain in aid of construction of irrigation works; prohibiting the seeding of Johnson grass or Russian thistle on irrigation canals; prescribing penalties for violation of the provisions of this act; requiring the making of annual report to the Board of Water Engineers; requiring the control of flowing artesian wells; authorizing the chartering of corporations to construct and operate irrigation and other works; authorizing contracts for the supply and delivery of water, and creating liens to secure payment thereof; authorizing the acquisition of lands by irrigation companies, and requiring the alienation thereof; repealing all laws in conflict herewith, and declaring an emergency," with amendments.

Respectfully,
JOHN D. McCALL,
Secretary of the Senate.

RELATING TO FINAL ADJOURNMENT.

Mr. McFarland called up from the Speaker's table, for consideration at this time,

H. C. R. No. 23, To fix the date of sine die adjournment of the Legislature.

The resolution having been read second time, amended and laid upon the table subject to call on Wednesday, March 14.

Question—Shall the resolution be adopted?

Mr. Tillotson offered the following amendment to the resolution:

Amend House Concurrent Resolution No. 23 by striking out March 24, and substituting March 21 at 6 o'clock p. m.

Mr. Carlock offered the following amendment to the amendment:

Amend the amendment fixing sine die date of adjournment at next Thursday, March 22, at 6 p. m.

Mr. Dudley offered the following substitute for the amendment, and the amendment to the amendment:

Amend to read March 20 at noon.

Question first recurring on the substitute, yeas and nays were demanded.

The substitute was lost by the following vote:

Yeas—59.

Bagby.	Miller of Dallas.
Beard of Harris.	Murrell.
Blalock.	Neill.
Bland.	Nordhaus.
Brown.	O'Banion.
Burton of Rusk.	O'Brien.
Burton of Tarrant.	Osborne.
Cadenhead.	Peddy.
Davis of Dallas.	Raiden.
Dodd.	Richards.
Dudley.	Roemer.
Dunnam.	Rogers.
Fairchild.	Sackett.
Fitzpatrick.	Sallas.
Florer.	Sentell.
Haidusek.	Scholl.
Harris.	Stewart.
Hartman.	Swope.
Hawkins.	Taylor.
Lacey.	Templeton.
Lange.	Thomas.
Lanier.	Thomason
Lindemann.	of El Paso.
Lowe	Tinner.
of McMullen.	Trayler.
Low	Tschoepe.
of Washington.	White.
McComb.	Williford.
McDowra.	Wilson.
Martin.	Woods.
Miller of Austin.	Yantis.

Nays—67.

Mr. Speaker.	Hudspeth.
Baker.	Jones.
Beard of Milam.	Laas.
Beasley.	Laney.
Beason.	Lee.
Bedell.	McFarland.
Bertram.	McMillin.
Blackburn.	Meador.
Blackmon.	Mendell.
Bledsoe.	Monday.
Boner.	Neeley.
Bryan.	Nichols.
Bryant.	Parks.
Butler.	Peyton.
Canales.	Pillow.
Carlock.	Pope.
Cates.	Reeves.
Clark.	Robertson.
Cope.	Russell.
Davis of Grimes.	Schlesinger.
Davis	Schlosshan.
of Van Zandt.	Seawright.
De Bogory.	Sholars.
Denton.	Smith of Bastrop.
Estes.	Smith of Hopkins.
Fisher.	Smith of Scurry.
Hardey.	Spradley.
Hill.	Terrell.
Holland.	

Thomason	Valentine.
of Nacogdoches.	Veatch.
Thompson	Walker.
of Hunt.	Williams
Thompson	of Brazoria.
of Red River.	Williams
Tillotson.	of McLennan.
Tilson.	Woodul.

Present—Not Voting.

Cox.

Absent.

Fly.	Morris.
Greenwood.	Poage.
Johnson.	Spencer of Nolan.
Metcalfe.	Spencer of Wise.
Moore.	

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	Wahrmund.

Mr. Holland moved the previous question on the pending amendments and the resolution, and the main question was ordered.

Question being then put on the amendment by Mr. Tillotson, it was adopted.

Question next recurring on the resolution as amended, it was adopted.

Mr. Tillotson moved to reconsider the vote by which the resolution as amended was adopted and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 237 WITH SENATE AMENDMENTS.

Mr. Canales called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. B. No. 237, A bill to be entitled "An Act to provide a more adequate system of laws relating to irrigation and declaring the unappropriated waters of the State the property of the State; authorizing their appropriation, storage and diversion for beneficial uses; perpetuating the Board of Water Engineers and prescribing its powers, duties and compensation; defining water rights and prescribing the method of acquiring, perfecting and preserving same; requiring application to be made to the Board of Water Engineers for permits to construct storage, diversion and distribution works, and prescribing the method thereof; limiting the right to the waters of the State to beneficial uses, and declaring forfeiture for abandonment of use; prescribing standards for

the measurement of water; providing a method for the determination of water rights by the Board of Water Engineers; authorizing appeals from the decisions of the State Board of Water Engineers; and regulating the manner thereof; prescribing the method of serving notices on claimants and appropriators of water, and declaring the effects of failure to observe the same; authorizing the issuance of certificates of water rights and the recording thereof; fixing certain fees; creating the office of Water Commissioner and prescribing the duties and compensation thereof; authorizing the appointment of special assistants and prescribing their duties and compensation; dividing the State into water divisions and providing for water districts; prescribing the method for determining and recording titles to irrigation works, and establishing the period of limitation to quiet titles thereto; regulating partnership ditches; conferring the right of eminent domain in aid of construction of irrigation works; prohibiting the seeding of Johnson grass or Russian thistle on irrigation canals; prescribing penalties for violation of the provisions of this act; requiring the making of annual report to the Board of Water Engineers; requiring the control of flowing artesian wells; authorizing the chartering of corporations to construct and operate irrigation and other works; authorizing contracts for the supply and delivery of water, and creating liens to secure payment thereof; authorizing the acquisition of lands by irrigation companies, and requiring the alienation thereof; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Canales, the House concurred in the Senate amendments.

Mr. Canales moved to reconsider the vote by which the House concurred in the Senate amendments, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 501 ON THIRD READING.

(Special Order.)

The Speaker laid before the House, as a special order for this hour, on its third reading and final passage,

H. B. No. 501, A bill to be entitled

"An Act to make appropriation to cover the cost of permanent building and equipment of same for the use of the Texas State Quarantine Service at Sabine, Texas, and declaring an emergency."

The bill was read third time and was passed.

(Mr. Mendell in the chair.)

Mr. O'Brien moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 526 ON FINAL PASSAGE.

(Unfinished Business.)

The Speaker laid before the House, as unfinished business, on its final passage,

H. B. No. 526, A bill to be entitled "An Act to amend Article 1460, Chapter 2, Title 29, of the Revised Civil Statutes of 1911, and amended by the Thirty-fourth Legislature, page 203, providing for the appointment and compensation of county auditors in counties having a population of forty thousand inhabitants, according to the last United States census, or having a tax valuation of eighteen million dollars, according to the last approved tax rolls; also, to add Article 1460a, providing that county auditors may be appointed in counties having a less population than forty thousand inhabitants, or having a tax valuation of less than eighteen million dollars; also, to amend Article 1461, Chapter 2, Title 29, of the Revised Civil Statutes as amended by the Thirty-fourth Legislature, page 182, relating to the appointment of county auditors; also, to amend Article 1462, Chapter 2, Title 29, of the Revised Civil Statutes of 1911, defining the qualifications of county auditors."

With amendment by Mr. Veatch pending.

Question first recurring on the amendment, it was adopted.

House bill No. 526 was then passed.

Mr. Veatch moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 396 ON SECOND READING.

On motion of Mr. Bryan, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to a third reading,

S. B. No. 396, A bill to be entitled "An Act to validate titles to school land which has been purchased on condition of settlement and residence in cases where the purchaser made settlement thereon, as required by law, and before the expiration of three years from date of award, transferred the land but completed the occupancy and obtained a certificate of occupancy, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Blackburn offered the following amendment to the bill:

Amend by inserting after the word "occupancy" and before the word "the" in the last line of Section 1, the following: "and in all cases where lands bought as additional have been transferred before the completion of the occupancy of the home tract and the occupancy of the home tract has been completed, either by the original purchaser or his assignee and proof thereof filed in the Land Office."

The amendment was adopted.

Senate bill No. 396 was then passed to a third reading.

SENATE BILL NO. 396 ON THIRD READING.

Mr. Bryan moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 396 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Bagby.	Davis
Baker.	of Van Zandt.
Beard of Harris.	De Bogory.
Beard of Milam.	Denton.
Beasley.	Dodd.
Beason.	Dudley.
Bedell.	Dunnam.
Bertram.	Fairchild.
Blackburn.	Fisher.
Blackmon.	Fitzpatrick.
Bland.	Haidusek.
Bledsoe.	Harris.
Boner.	Hartman.
Bryan.	Hawkins.
Burton of Rusk.	Hill.
Burton of Tarrant.	Holland.
Butler.	Hudspeth.
Cadenhead.	Johnson.
Carlock.	Laas.
Cates.	Lacey.
Cope.	Lange.
Cox.	Lanier.
Davis of Dallas.	Lee.
Davis of Grimes.	

Lowe	Smith of Bastrop.
of McMullen.	Smith of Hopkins.
McComb.	Spencer of Nolan.
McDowra.	Spradley.
McMillin.	Stewart.
Martin.	Swope.
Meador.	Taylor.
Mendell.	Templeton.
Metcalfe.	Terrell.
Miller of Austin.	Thomas.
Miller of Dallas.	Thomason
Monday.	of El Paso.
Morris.	Thomason
Murrell.	of Nacogdoches.
Neeley.	Thompson
Neill.	of Red River.
Nichols.	Tillotson.
Nordhaus.	Tilson.
O'Banion.	Tinner.
O'Brien.	Trayler.
Parks.	Tschoepe.
Peddy.	Valentine.
Peyton.	Veatch.
Pillow.	Wahrmund.
Pope.	White.
Richards.	Williams
Robertson.	of Brazoria.
Roemer.	Williams
Sallas.	of McLennan.
Sentell.	Wilson.
Schlosshan.	Woods.
Scholl.	Woodul.
Seawright.	Yantis.
Sholars.	

Nays—2.

Blalock Rogers.

Present—Not Voting.

Lindemann. Thompson
of Hunt.

Absent.

Brown.	McFarland.
Bryant.	Moore.
Canales.	Osborne.
Clark.	Poage.
Estes.	Raiden.
Florer.	Reeves.
Fly.	Russell.
Greenwood.	Sackett.
Hardey.	Schlesinger.
Jones.	Smith of Scurry.
Laney.	Spencer of Wise.
Low	Walker.
of Washington.	Williford.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

The Speaker then laid Senate bill No. 396 before the House, on its third reading and final passage.

The bill was read third time and was passed.

Mr. Bryan moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

H. J. R. No. 27, Proposing an amendment to the State Constitution providing for the levy of a special tax to provide free text-books in the public schools of the State of Texas; proposing to amend Article 7 of the Constitution by adding thereto a new section to be known as Section 16.

H. B. No. 818, A bill to be entitled "An Act to amend Section 18, Chapter 15, of the Acts of the Thirty-second Legislature of the State of Texas, providing for a special road system for Ellis county, so as to provide that the county commissioners of said county, while acting as road commissioners, shall receive actual expenses not to exceed \$25 per month in addition to their salary of \$100 per month."

H. B. No. 351, A bill to be entitled "An Act providing that the history of the State of Texas shall be used in the history course of all public schools in Texas; giving the State Superintendent of Public Instruction certain powers in regard thereto, and providing a penalty for violation of this act."

H. B. No. 419, A bill to be entitled "An Act to establish standard containers and standard grades and packs for fruits and vegetables grown in this State for the markets; to prescribe dimensions and cubical contents of such containers; to require the manufacturers of such containers to conform to the standards herein prescribed; to define the different grades and packs as applied to different kinds of fruits and vegetables; to authorize the Commissioner of Agriculture of this State to promulgate and publish said standard for the information of the public, and promulgate standards of containers, grades and packs, in conformity with those hereafter established by the Secretary of Agriculture of the United States, and to promulgate such other standards of containers, grades and

packs as in his judgment are expedient and to the best interests of the fruit and truck growers of the State; providing for supervision of the grading and packing of fruits and vegetables through State inspectors to be appointed by the Commissioner of Agriculture; empowering the Commissioner of Agriculture to enforce the provisions of this act; prescribing penalties for its violation, and declaring an emergency."

H. B. No. 796, A bill to be entitled "An Act creating the Pineland Independent School District No. 3 in Sabine county, etc., and declaring an emergency."

H. B. No. 793, A bill to be entitled "An Act to amend Section 9, Chapter 72, Laws of 1901, as amended by Chapter 119, Laws of 1913, entitled 'An Act to create a more efficient road system for Karnes county, Texas,' etc., and declaring an emergency."

H. B. No. 825, A bill to be entitled "An Act creating the Alief Independent School District in Harris county, Texas, etc., and declaring an emergency."

H. B. No. 740, A bill to be entitled "An Act to repeal Chapter 71, Special Acts of 1915, Thirty-fourth Legislature of Texas, creating a special road system for Milam county, etc., and declaring an emergency."

H. B. No. 549, A bill to be entitled "An Act to prevent unnecessary cruelty in catching or killing of wild animals and to prevent live stock and other domestic animals from injury, and to prevent the extermination of wild animals usually hunted for sport, and to forbid the setting of any trap, snare or device for taking, snaring, trapping or catching of same, and to prevent the taking, catching, killing or trapping of such animals, and to provide a punishment for so doing," with amendments.

H. B. No. 755, A bill to be entitled "An Act creating a special road law for Eastland county, and declaring an emergency," with amendments.

H. B. No. 239, A bill to be entitled "An Act to diminish the civil jurisdiction of the county court of Falls county."

H. B. No. 544, A bill to be entitled "An Act to amend Article 984 of the Revised Civil Statutes of Texas of 1911, so as to authorize cities and towns to require the filling up, draining and regulating of any lot or lots, grounds or yards, or other places in the city or town which shall be unwholesome, or have stagnant water therein or from any other cause be in such condition as to

be liable to produce disease; to cause or make inspection of all premises and to impose fine on the owners of houses under which stagnant water may be found or upon whose premises stagnant water may be found, and to pass such ordinances as they may deem necessary for the purposes aforesaid, and making, filling up, altering or repairing of all sinks and privies, and directing the mode and material for constructing them in the future, and for cleansing and disinfecting the same; and for cleansing of houses, buildings, yards or grounds of filth, carrion or impure or unwholesome matter of any kind, and to punish the owner or occupant violating the provisions of any ordinance so passed as aforesaid; and providing for the removal of weeds, rubbish, brush, etc., from lots, and empowering the city or town council, city commissioners, or other governing body of such city or town to make or cause such improvements to be made at the expense of the city on account of the owners, and to cause the expense of such improvements or work to be assessed on the real estate, or lot or lots for or upon which work is done or improvements are made; and making provisions for notice to owners, and providing that a lien may be fixed upon such lot or lots, etc., for the improvement made, or caused to be made by the city or town, or for the work done, and also providing how the amounts expended in such improvements or work may be fixed, and providing for suit and foreclosure of the lien so given and the rate of interest to be paid on amounts so expended, repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act to amend Title 126, Chapter 1, Article 7355, Section 9, of the Revised Civil Statutes of the State of Texas of 1911, on the question of taxation," with amendments.

H. B. No. 228, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence that supply the needs of Texas people; to provide for the appointment of an executive board for same, and prescribe their duties; to provide for the appointment of members of the faculty, prescribe their duties, and provide for the salaries of the members of said faculty," with amendments.

H. B. No. 409, A bill to be entitled "An Act to amend Articles 3883 of the

Revised Civil Statutes of the State of Texas of 1911, relating to fees of county officers," with amendments.

H. B. No. 615, A bill to be entitled "An Act to amend Chapter 77 of the General Laws of the Thirty-second Legislature, approved March 17, 1911, and entitled 'An Act to provide for the location, establishment and maintenance of two colonies for the treatment of persons suffering from tuberculosis and to provide for the care and treatment of indigent consumptives, and making an appropriation therefor; defining a "citizen" as used in this act, and declaring an emergency,' as amended by the Act of March 31, 1913, by adding thereto Sections 22, 23 and 24, authorizing charitable fraternities or societies in this State to erect upon the grounds of the State Tuberculosis Sanitarium accommodations for the preferential use of their own members and their families and the widows and children of their deceased members, such persons to be otherwise admitted, maintained, cared for and treated in said sanitarium under the same rules and regulations as other patients thereof, and declaring an emergency."

H. B. No. 669, A bill to be entitled "An Act to amend Sections 2, 3 and 14 of an act creating the county court of Dallas county at law, passed at the Regular Session of the Thirtieth Legislature of the State of Texas, and approved April 3, 1907, and adding thereto Sections 15 and 16, so as to restore to the county court of Dallas county jurisdiction in all matters and causes, civil and criminal, over which by the general laws of the State county courts have jurisdiction, providing for the manner of filing and transferring cases, and declaring an emergency."

S. B. No. 468, A bill to be entitled "An Act to amend Article 7235, Revised Civil Statutes of Texas, 1911, which relates to the mode of preventing horses, cattle and certain other live stock from running at large in particular counties named; and amendment provides for the exemption of the county of Waller from the provisions of the said article, and declaring an emergency," with engrossed rider.

Respectfully,

JOHN D. McCALL,
Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION
NO. 18 WITH SENATE AMEND-
MENTS.

The Speaker laid before the House,

with Senate amendments, for consideration of the amendments,

H. C. R. No. 18, Providing for printing Legislative Manual.

The Speaker laid the resolution before the House, and the Senate amendments were read.

Mr. Thomas moved that the House concur in the Senate amendments.

Mr. Parks moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion of Mr. Parks was lost.

Question recurring on the motion to concur, it prevailed.

HOUSE BILL NO. 481 ON THIRD
READING.

On motion of Mr. Lanier, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 481, A bill to be entitled "An Act to amend Article 3944 of the Revised Statutes of Texas, 1911, relating to issuance of citation and service thereof, in cases of forcible entry and detainer; and, further, providing that in case the plaintiff shall file a bond in a sum in an amount to be fixed by the justice of the peace issuing such citation shall be placed in possession of the property unless the defendant shall within six days from the service of citation execute and deliver to the officer serving such citation a bond in a sum at least double the amount of the bond executed by the plaintiff and to be approved by said officer; conditioned, that the defendant will pay all rent that may be due or owing at the time of the execution of said bond and all rent that may be due or owing when said case is finally tried, and all costs of suit in case judgment is rendered against him."

The Speaker laid the bill before the House, and it was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—110.

Bagby.	Blackmon.
Beard of Harris.	Blalock.
Beard of Milam.	Bland.
Beasley.	Bledsoe.
Beason.	Boner.
Bedell.	Bryan.
Bertram.	Bryant.

Burton of Rusk.	Neill.
Butler.	Nichols.
Cadenhead.	O'Banion.
Canales.	O'Brien.
Carlock.	Parks.
Cates.	Peddy.
Clark.	Peyton.
Cope.	Pillow.
Cox.	Reeves.
Davis of Dallas.	Richards.
Davis of Grimes.	Robertson.
Davis	Roemer.
of Van Zandt.	Russell.
De Bogory.	Sackett.
Dodd.	Sentell.
Dudley.	Schlesinger.
Dunnam.	Schlosshan.
Estes.	Scholl.
Fairchild.	Seawright.
Fisher.	Sholars.
Fitzpatrick.	Smith of Bastrop.
Florer.	Smith of Scurry.
Haidusek.	Spencer of Wise.
Harris.	Stewart.
Hartman.	Swope.
Hawkins.	Taylor.
Hudspeth.	Templeton.
Johnson.	Terrell.
Jones.	Thomas.
Laas.	Thomason
Lacey.	of El Paso.
Laney.	Thomason
Lange.	of Nacogdoches.
Lanier.	Thompson
Lee.	of Hunt.
Lindemann.	Thompson
Lowe	of Red River.
of McMullen.	Tillotson.
Low	Tilson.
of Washington.	Tinner.
McComb.	Tschoepe.
McDowra.	Valentine.
McFarland.	Veatch.
McMillin.	Wahrmund.
Martin.	White.
Mendell.	Williams
Metcalfe.	of McLennan.
Miller of Austin.	Williford.
Miller of Dallas.	Wilson.
Monday.	Woods.
Murrell.	Woodul.
Neeley.	Yantis.

Nays—5

Baker.	Smith of Hopkins.
Meador.	Trayler.
Rogers.	

Present—Not Voting.

Sallas.

Absent.

Blackburn.	Greenwood.
Brown.	Hardey.
Burton of Tarrant.	Hill.
Denton.	Holland.
Fly.	Moore.

Morris.	Spencer of Nolan.
Nordhaus.	Spradley.
Osborne.	Walker.
Pope.	Williams
Raiden.	of Brazoria.

Absent—Excused.

Bell.	Poage.
Crudgington.	Strayhorn.
McCoy.	Upchurch.

Mr. Lanier moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

RECALLING HOUSE BILL NO. 792 FROM THE SENATE.

Mr. Brown offered the following resolution:

Whereas, House bill No. 792, being a local bill to create the Karnes City Independent School District, has heretofore been finally passed by the House, and sent to the Senate, and

Whereas, An error was committed in engrossing said bill, and it is necessary that the same be recalled from the Senate for correction, therefore, be it

Resolved, That said House bill No. 792 be recalled from the Senate for correction.

Signed—Brown, Hartman.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate grants the request of the House to recommit House bill No. 364 to the Free Conference Committee for further consideration.

Respectfully,

G. H. BOYNTON,
Assistant Secretary of the Senate.

CONFERENCE COMMITTEE ON HOUSE BILL NO. 111.

The Speaker announced the appointment of the following Conference Committee on the part of the House on House bill No. 111: Messrs. Williams of McLennan, Spradley, Pope, Terrell and Thomason of Nacogdoches.

SENATE BILL NO. 95 ON SECOND READING.

On motion of Mr. McMillin, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to a third reading.

S. B. No. 95, A bill to be entitled "An Act to amend Article 3837 of the Revised Statutes of 1911 so as to provide that the permit fees for corporations payable to the Secretary of State under the provisions of Article 3837, Chapter 1, Title 58, of the Revised Statutes of the State of Texas shall be based upon the capital stock of corporations, domestic and foreign," etc.

The Speaker laid the bill before the House, it was read second time and was passed to a third reading.

Mr. McMillin moved to reconsider the vote by which the bill was passed to a third reading, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 409 WITH SENATE AMENDMENTS.

Mr. Blalock called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. B. No. 409, A bill to be entitled "An Act to amend Article 3883 of the Revised Civil Statutes of the State of Texas of 1911, relating to fees of county officers."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Blalock, the House concurred in the Senate amendments.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 675, "An Act to permit the Enid, Ochiltree & Western Railroad Company and the owners of its properties purchased at receiver's sale and its and their assigns, trustees and representatives, to take up and remove its railroad construction heretofore made from within the city of Dalhart, in Dallam county, Texas, to the terminus of its track, approximately thirteen miles in an easterly direction in Hartley county, Texas, and to sell and dispose of same and abandon the same, and declaring an emergency."

H. B. No. 443, "An Act to amend Article 7235, Chapter 6, Title 124, of the Revised Statutes of Texas of 1911, and to amend Chapter 72, House bill No. 827, General Laws of the Thirty-third Legislature, page 131, and to amend Chapter 99, House bill No. 418, General Laws of the Thirty-fourth Legislature, page 152, with reference to the mode of preventing horses and certain other animals from running at large in the counties named, so as to include El Paso county, and declaring an emergency."

SENATE BILL NO. 94 ON SECOND READING.

On motion of Mr. Williams of McLennan, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to third reading.

S. B. No. 94, A bill to be entitled "An Act to amend Article 7394 of the Revised Statutes of 1911 so as to provide that the franchise tax on foreign corporations therein levied shall be based upon the proportion of the total issue and outstanding capital stock of such corporation as the gross receipts of such corporation from its intrastate business in Texas bears to its total gross receipts."

The Speaker laid the bill before the House, and it was read second time.

Mr. Pope offered the following (committee) amendments to the bill:

Amend Senate bill No. 94 by striking out the words "issued and outstanding" in the fourth line of the caption and insert the word "authorized" in lieu thereof.

Amend Senate bill No. 94 by striking out the words "issued and outstanding" in line 16, Section 1, of said bill and insert before the word "capital" in line 16 the word "authorized."

The (committee) amendments were adopted.

Senate bill No. 94 was then passed to a third reading.

SENATE BILL NO. 384 ON THIRD READING.

On motion of Mr. Smith of Scurry, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage.

S. B. No. 384, A bill to be entitled "An Act to amend Article 4859, Title

71, Chapter 7, of the Revised Civil Statutes, 1911, of the State of Texas, relating to reports of local insurance associations."

The Speaker laid the bill before the House, it was read third time, and was passed.

Mr. Smith of Scurry moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 400 ON THIRD READING.

On motion of Mr. Tinner, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 400, A bill to be entitled "An Act to amend Chapter 103 of the General Laws passed by the Thirty-third Legislature of the State of Texas, with reference to the board of managers for the Confederate Woman's Home."

The Speaker laid the bill before the House, it was read third time, and was passed.

SENATE BILL NO. 98 ON SECOND READING.

On motion of Mr. Robertson, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to a third reading,

S. B. No. 98, A bill to be entitled "An Act providing for the salaries of clerks of the Courts of Civil Appeals, and the payment of costs collected by said clerks into the Treasury of the State of Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to a third reading.

Mr. Robertson moved to reconsider the vote by which the bill was passed to a third reading, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 200 ON THIRD READING.

On motion of Mr. Davis of Grimes, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

S. B. No. 200, A bill to be entitled "An Act to prevent and punish the

desecration or improper use of the flag of the United States of America, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time, and was passed.

Mr. Davis of Grimes moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 473 ON SECOND READING.

On motion of Mr. Bledsoe, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to a third reading,

S. B. No. 473, A bill to be entitled "An Act to create the Tahoka Independent School District in Lynn county, Texas, out of the territory known as Tahoka Common School District No. 2 in said county, defining its boundaries and providing for the election of a board of trustees therefor and authorizing the board of trustees to levy, assess and collect special taxes, conferring upon the board of trustees plenary powers, providing authority to issue bonds for the purposes of purchasing school building sites, and erecting, furnishing and equipping school buildings within the said district, to levy taxes therefor and to pay current expenses for the support and maintenance of said schools, providing for a board of equalization and prescribing the duty and authority of said board, and further prescribing the duty and authority of said board of trustees, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore levied, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to a third reading.

HOUSE BILL NO. 568 ON THIRD READING.

On motion of Mr. Blackmon by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 568, A bill to be entitled "An Act making it an offense for any person who is treasurer of any school district in this State, or for any officer, director, stockholder, agent or employee of any corporation that is the treasurer

or depository of any school district in this State to fraudulently take, misapply or convert to his own use any of the money, property or other thing of value belonging to such district or to secrete the same with the intent to take, misapply or convert it to his own use, or to pay or deliver the same to any person knowing that he is not entitled to receive it, prescribing a penalty, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed.

HOUSE BILL NO. 36 ON THIRD READING.

On motion of Mr. Carlock, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 36, A bill to be entitled "An Act to create a Commission of Appeals of Texas and to define the powers and duties thereof; and for the appointment of their stenographers and porter, and the furnishing of rooms for their use in the Capitol, and declaring an emergency."

The Speaker laid the bill before the House, and it was read third time.

Yeas and nays were demanded, and the bill was passed by the following vote:

Yeas—61.

Bagby.	McComb.
Beard of Milam.	McFarland.
Beason.	Martin.
Blackburn.	Meador.
Bland.	Mendell.
Bledsoe.	Miller of Austin.
Bryan.	Monday.
Carlock.	Neeley.
Cates.	Neill.
Davis of Dallas.	O'Banion.
Davis of Grimes.	O'Brien.
Fisher.	Osborne.
Fitzpatrick.	Parks.
Harris.	Pillow.
Hartman.	Rogers.
Hawkins.	Schlesinger.
Hill.	Schlosshan.
Holland.	Scholl.
Hudspeth.	Smith of Bastrop.
Johnson.	Spencer of Wise.
Laas.	Templeton.
Lacey.	Thompson
Laney.	of Red River.
Lanier.	Tillotson.
Lowe.	Tinner.
of McMullen.	Tschoepe.

Valentine.
Wahrmund.
White.
Williams
of Brazoria.
Williams
of McLennan.

Williford.
Wilson.
Woods.
Woodul.
Yantis.

Nays—41.

Baker.	Moore.
Beasley.	Murrell.
Bedell.	Peddy.
Bertram.	Peyton.
Blalock.	Reeves.
Boner.	Richards.
Burton of Rusk.	Roemer.
Butler.	Russell.
Cadenhead.	Sackett.
Canales.	Sentell.
Clark.	Seawright.
Cope.	Smith of Hopkins.
Davis	Stewart.
of Van Zandt.	Taylor.
Dodd.	Terrell.
Dudley.	Thomason
Estes.	of El Paso.
Haidusek.	Thompson
Lee.	of Hunt.
McDowra.	Tilson.
McMillin.	Trayler.
Miller of Dallas.	Veatch.

Present—Not Voting.

Fairchild. *

Absent.

Beard of Harris.	Metcalfe.
Blackmon.	Morris.
Brown.	Nichols.
Bryant.	Nordhaus.
Burton of Tarrant.	Pope.
Cox.	Raiden.
De Bogory.	Sallas.
Denton.	Sholars.
Dunnam.	Smith of Scurry.
Florer.	Spencer of Nolan.
Fly.	Spradley.
Greenwood.	Swope.
Hardey.	Thomas.
Jones.	Thomason
Lange.	of Nacogdoches.
Lindemann.	Walker.
Low	
of Washington.	

Absent—Excused.

Bell.	Strayhorn.
McCoy.	Upchurch.
Poage.	

Paired.

Mr. Robertson (present), who would vote "nay," with Mr. Crudgington (absent), who would vote "yea."

Reason for Vote.

I vote "yea" on this bill with the hope that it will give relief to the congested condition of the Supreme Court calendar, but am opposed to the creation of permanent boards and commissions to be filled by appointment.

BEARD of Milam.

Mr. Carlock moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 451 ON THIRD READING.

On motion of Mr. Terrell, by unanimous consent, the regular order of business was suspended, to take up and have placed on its third reading and final passage,

H. B. No. 451, A bill to be entitled "An Act to provide for the purchase of a site for, and for the establishment, location and construction of, an asylum in South Texas, for the care, treatment and support of negro insane persons, and to make an appropriation therefor, and declaring an emergency."

The Speaker laid the bill before the House, it was read third time and was passed.

Mr. Terrell moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 167 ON PASSAGE TO A THIRD READING.

Mr. Miller of Dallas called up the motion to reconsider the vote by which further consideration of Senate bill No. 167 was, on Wednesday, March 14, postponed until next Wednesday, March 21.

Question recurring on the motion to reconsider, it prevailed.

The Speaker then laid before the House, on its passage to a third reading,

S. B. No. 167, A bill to be entitled "An Act to provide whole family protection for members of fraternal benefit societies, and declaring an emergency," with motion to postpone further consideration of the bill until next Wednesday pending.

Mr. Dudley moved the previous question on the motion to postpone, and the main question was ordered.

Question then recurring on the motion

to postpone, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—34.

Beard of Harris.	Mendell.
Bertram.	Moore.
Blackmon.	Nichols.
Butler.	O'Brien.
Cadenhead.	Osborne.
Clark.	Peyton.
Fairchild.	Sackett.
Fitzpatrick.	Sallas.
Harris.	Seawright.
Hartman.	Stewart.
Hudspeth.	Thomason
Jones.	of El Paso.
Lanier.	Thompson
Lee.	of Hunt.
Lindemann.	Thompson
Lowe	of Red River.
of McMullen.	Traylor.
McComb.	Williford.
McDowra.	Yantis.

Nays—76.

Bagby.	Metcalf.
Baker.	Miller of Austin.
Beard of Milam.	Miller of Dallas.
Beasley.	Monday.
Beason.	Murrell.
Bedell.	Neill.
Blackburn.	Nordhaus.
Blalock.	O'Banion.
Bledsoe.	Parks.
Boner.	Peddy.
Bryan.	Pillow.
Burton of Rusk.	Pope.
Canales.	Reeves.
Cates.	Richards.
Cope.	Robertson.
Cox.	Roemer.
Davis of Dallas.	Rogers.
Davis	Russell.
of Van Zandt.	Sentell.
De Bogory.	Schlesinger.
Denton.	Schlosshan.
Dodd.	Scholl.
Dudley.	Smith of Bastrop.
Estes.	Smith of Hopkins.
Fisher.	Smith of Scurry.
Florer.	Spencer of Nolan.
Fly.	Spencer of Wise.
Haidusek.	Swope.
Hawkins.	Templeton.
Hill.	Thomason
Holland.	of Nacogdoches.
Laas.	Tillotson.
Lacey.	Tilson.
Laney.	Tschoepe.
Lange.	Valentine.
Low	Veatch.
of Washington.	White.
McFarland.	Williams
McMillin.	of Brazoria.
Martin.	Wilson.

Present—Not Voting.

Carlock.

Absent.

Bland.	Raiden.
Brown.	Sholars.
Bryant.	Spradley.
Burton of Tarrant.	Taylor.
Davis of Grimes.	Terrell.
Dunnam.	Thomas.
Greenwood.	Tinner.
Hardey.	Wahrmund.
Johnson.	Walker.
Meador.	Williams
Morris.	of McLennan.
Neeley.	Woods.
Poage.	Woodul.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

Senate bill No. 167 was then passed to a third reading.

Mr. Thomason of Nacogdoches moved to reconsider the vote by which the bill was passed to a third reading, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 22, Authorizing the Prison Commissioners, with the approval of the Governor, to dispose of certain State property situated at the Rusk penitentiary.

The Senate does not concur in the House amendments to Senate bill No. 247 and the Senate requests a free conference on same. The following members have been elected on the part of the Senate:

Messrs. Hudspeth, Caldwell, Dayton, Clark and Woodward.

Respectfully,

JOHN D. McCALL,
Secretary of the Senate.

HOUSE BILL NO. 549 WITH SENATE AMENDMENTS.

Mr. Richards called up from the Speaker's table, with the Senate amendments, for the consideration of the amendments,

H. B. No. 549, A bill to be entitled "An Act to prevent unnecessary cruelty in catching or killing of wild animals and to prevent live stock and other domestic animals from injury, and to prevent the extermination of wild animals usually hunted for sport, and to forbid the setting of any trap, snare or device for taking, snaring, trapping or catching of same, and to prevent the taking, catching, killing or trapping of such animals, and to provide a punishment for so doing."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Richards, the House concurred in the Senate amendments.

RECESS.

Mr. O'Banion moved that the House recess to 2 o'clock p. m. today.

The motion prevailed, and the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

(Mr. Mendell in the chair.)

HOUSE BILL NO. 701 ON SECOND READING.

On motion of Mr. Davis of Dallas, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 701, A bill to be entitled "An Act to amend Chapter 124 of the General Laws of the State of Texas passed by the Thirty-fourth Legislature at its Regular Session and entitled 'An Act to amend Articles 7608, 7610 and 7618 of the Revised Civil Statutes of the State of Texas, 1911, relating to taxation, providing for a maximum bond of tax collectors fixing the time for filing by tax collectors of their report, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency,' providing for a reduction in the amount of the bonds required under provisions of said Articles 7608 and 7610, and further providing that the premiums on such bonds may be paid by the county of which the principal therein is the tax collector, out of the general revenues of the county, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Carlock offered the following (committee) amendment to the bill:

Amend Article 7608 of Section 1 by striking out the word "ten" between the words "in a sum which shall be equal to" and the words "per cent of the whole amount," and inserting in lieu thereof the word "twenty," and by striking out the word "ten" in Article 7610 between the words "per cent of the whole amount of the county tax," and inserting in lieu thereof the word "twenty."

The (committee) amendment was adopted.

Mr. Williams of Brazoria offered the following amendment to the bill:

Amend House bill No. 701 by adding thereto Section 3a immediately following Section 3 thereof, as follows:

"Sec. 3a. Provided, that except as to compensation due such tax collector as shown by his approved reports, tax money deposited in county depositories shall be paid by such depositories only to treasurers entitled to receive the same on checks drawn by such tax collector, in favor of such treasurer."

The amendment was adopted.

House bill No. 701 was then passed to engrossment.

HOUSE BILL NO. 678 ON SECOND READING.

On motion of Mr. Spencer of Wise, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 678, A bill to be entitled "An Act to amend Article 2771, Title 48, Chapter 12, of the Revised Civil Statutes of 1911, of the State of Texas; providing for the selection of treasurer of the school fund in an independent district of more than one hundred and fifty scholastics, whether it be a city which has assumed control of the school within its limits or a corporation for school purposes only; providing for bond to be executed by the treasurer, and fixing the conditions of said bond."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 229 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 229, A bill to be entitled "An Act to repeal Chapter 5 of the General Laws of the State of Texas, known as the 'Permanent Warehouse Law,' enacted at the Third Called Session of the Thirty-third Legislature."

The bill having been read second time on Monday, March 12.

Mr. Neill moved that the bill be laid upon the table subject to call.

Mr. Sackett moved that further consideration of the bill be postponed indefinitely.

Question first recurring on the motion to lay on the table subject to call, it prevailed.

SENATE BILL NO. 94 ON THIRD READING.

Mr. Miller of Dallas moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 94 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117.

Bagby.	Hartman.
Baker.	Hawkins.
Beard of Milam.	Hill.
Beasley.	Holland.
Beason.	Hudspeth.
Bedell.	Johnson.
Bertram.	Jones.
Blackburn.	Laas.
Blackmon.	Laney.
Blalock.	Lange.
Bledsoe.	Lanier.
Boner.	Lindemann.
Brown.	Lowe.
Bryan.	of McMullen.
Bryant.	Low.
Burton of Rusk.	of Washington.
Burton of Tarrant.	McComb.
Butler.	McDowra.
Cadenhead.	McFarland.
Canales.	McMillin.
Carlock.	Martin.
Cates.	Meador.
Clark.	Mendell.
Cope.	Metcalfe.
Cox.	Miller of Austin.
Davis of Dallas.	Miller of Dallas.
Davis of Grimes.	Monday.
De Bogory.	Morris.
Dodd.	Murrell.
Dudley.	Neeley.
Dunnam.	Neill.
Fairchild.	Nichols.
Fisher.	O'Banion.
Fitzpatrick.	O'Brien.
Fly.	Osborne.
Haidusek.	Parks.
Harris.	Peddy.

Peyton.	Terrell.
Pillow.	Thomas.
Poage.	Thomason
Reeves.	of El Paso.
Richards.	Thompson
Robertson.	of Hunt.
Roemer.	Thompson
Rogers.	of Red River.
Russell.	Tillotson.
Sackett.	Tilson.
Sentell.	Tinner.
Schlesinger.	Trayler.
Schlosshan.	Tschoepe.
Scholl.	Valentine.
Seawright.	Veatch.
Sholars.	Walker.
Smith of Bastrop.	White.
Smith of Hopkins.	Williams
Smith of Scurry.	of Brazoria.
Spencer of Nolan.	Williford.
Spencer of Wise.	Wilson.
Stewart.	Woods.
Swope.	Woodul.
Taylor.	Yantis.
Templeton.	

Nays—2.

Bland. Denton.

Absent.

Beard of Harris.	Nordhaus.
Davis	Pope.
of Van Zandt.	Raiden.
Estes.	Sallas.
Florer.	Spradley.
Greenwood.	Thomason
Hardey.	of Nacogdoches.
Lacey.	Wahrmund.
Lee.	Williams
Moore.	of McLennan.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

The Speaker then laid before the House, on its third reading and final passage,

S. B. No. 94, A bill to be entitled "An Act to amend Article 7394 of the Revised Statutes of 1911 so as to provide that the franchise tax on foreign corporations therein levied shall be based upon the proportion of the total issue and outstanding capital stock of such corporation as the gross receipts of such corporation from its intrastate business in Texas bears to its total gross receipts."

The bill was read third time and was passed.

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate grants the request of the House for the return of House bill No. 792 for correction.

The Senate has passed

S. B. No. 485, A bill to be entitled "An Act to amend Article 2444 of the Revised Civil Statutes so as to provide for a depository for money collected as taxes for the State, counties and the various districts, and other municipal subdivisions thereof, requiring tax collectors to deposit taxes in such depository; fixing penalty for failure to so deposit such taxes; relieving the tax collector and his sureties from liability, and defining 'county funds.'"

S. B. No. 195, A bill to be entitled "An Act to amend Title 25, Chapter 2, Revised Civil Statutes of 1911, authorizing the formation and organization of private corporations for the purpose of building and operating dry docks and marine railways, by adding thereto Article 75, and declaring an emergency."

S. B. No. 478, A bill to be entitled "An Act incorporating and creating the Phelps Independent School District in Walker county, Texas, for free school purposes only, defining its boundaries, and providing for the election of a board of trustees, for the raising of revenue by taxation, issuing bonds for the raising of money for building purposes, and maintaining public free schools therein, vesting the property included within this act in said Phelps Independent School District, and vesting said district and the board of trustees thereof with all rights, powers, privileges and duties conferred and imposed by general laws upon independent school districts and the board of trustees thereof, formed by the incorporation of towns and villages for free school purposes only under the general laws, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

Respectfully,
JOHN D. McCALL,
Secretary of the Senate.

SENATE BILL NO. 95 ON THIRD
READING.

Mr. McMillin moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 95 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109.

Bagby.	Mendell.
Baker.	Metcalf.
Beard of Milam.	Miller of Austin.
Beasley.	Miller of Dallas.
Beason.	Monday.
Bedell.	Morris.
Blackburn.	Murrell.
Blackmon.	Neeley.
Blalock.	Neill.
Bland.	Nichols.
Bledsoe.	O'Banion.
Boner.	O'Brien.
Brown.	Osborne.
Bryan.	Parks.
Bryant.	Peddy.
Burton of Rusk.	Peyton.
Burton of Tarrant.	Pillow.
Butler.	Reeves.
Cadenhead.	Richards.
Canales.	Robertson.
Carlock.	Roemer.
Clark.	Rogers.
Cope.	Russell.
Davis of Dallas.	Sackett.
Davis of Grimes.	Sentell.
De Bogory.	Schlesinger.
Dodd.	Schlosshan.
Dudley.	Scholl.
Dunnam.	Seawright.
Fairchild.	Smith of Hopkins.
Fisher.	Smith of Scurry.
Fly.	Spencer of Nolan.
Haidusek.	Spencer of Wise.
Harris.	Stewart.
Hartman.	Swope.
Hawkins.	Taylor.
Hill.	Thomas.
Holland.	Thomason
Hudspeth.	of El Paso.
Jones.	Thompson
Laas.	of Hunt.
Laney.	Thompson
Lange.	of Red River.
Lanier.	Tillotson.
Lee.	Tilson.
Lowe	Tinner.
of McMullen.	Trayler.
Low	Tschoepe.
of Washington.	Valentine.
McComb.	Veatch.
McDowra.	Wahrmund.
McFarland.	Walker.
McMillin.	White.
Martin.	Williams
Meador.	of Brazoria.

Williford.	Woodul.
Wilson.	Yantis.
Woods.	

Nays—1.

Sholars.

Present—Not Voting.

Bertram.

Absent.

Beard of Harris.	Moore.
Cates.	Nordhaus.
Cox.	Poage.
Davis	Pope.
of Van Zandt.	Raiden.
Denton.	Sallas.
Estes.	Smith of Bastrop.
Fitzpatrick.	Spradley.
Florer.	Templeton.
Greenwood.	Terrell.
Hardey.	Thomason
Johnson.	of Nacogdoches.
Lacey.	Williams
Lindemann.	of McLennan.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

The Speaker then laid before the House, on its third reading and final passage,

S. B. No. 95, A bill to be entitled "An Act to amend Article 3837 of the Revised Statutes of 1911 so as to provide that the permit fees for corporations payable to the Secretary of State under the provisions of Article 3837, Chapter 1, Title 58, of the Revised Statutes of the State of Texas shall be based upon the capital stock of corporations, domestic and foreign, etc."

The bill was read third time.

Mr. McMillin offered the following (committee) amendments to the bill:

Amend Senate bill No. 95 by striking out all after the word "first" in line 4, page 2, in said bill, reading as follows: "and provided further that such fee shall not exceed the sum of twenty-five hundred (\$2500.00) dollars."

Amend Senate bill No. 95 by striking out the following words after the word "its" in line 4 of the last paragraph on page 2 of said bill, reading as follows: "capital stock issued and outstanding," and insert in lieu thereof the following words, "authorized capital stock."

Amend Senate bill No. 95 by striking out everything after the word "thereof" in the sixth line of the last paragraph

on page 2 of said bill down to the end of said paragraph on page 3.

Amend Senate bill No. 95 by inserting before the word "capital" in the fifth line of the caption the word "authorized."

Amend Senate bill No. 95 by striking out all of the caption after the word "foreign" in the sixth line of said caption, reading as follows: "issued and outstanding, and that such permit fees shall not exceed the sum of twenty-five hundred (\$2500.00) dollars," and insert in lieu thereof the following words: "and declaring an emergency."

The (committee) amendments were adopted.

Senate bill No. 95 was then passed.

Mr. McMillin moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 155, A bill to be entitled "An Act to punish the making or use of false statements respecting financial condition, for the purpose of obtaining money, property or credit, when such money, property or credit amounts to not less than fifty dollars; whether such statements are made directly or indirectly; making such an offense a felony and providing the punishment therefor."

S. B. No. 315, A bill to be entitled "An Act to amend Title 22, Chapter 4, Article 879, of the Revised Statutes of the State of Texas of 1911, and declaring an emergency."

H. B. No. 790, A bill to be entitled "An Act creating the Stanton Independent School District of Martin county, Texas, by adding the present Stanton Independent School District more territory, etc., and declaring an emergency."

S. B. No. 257, A bill to be entitled "An Act to amend Article 5597 of Chapter 1, Title 84, of the Revised Civil Statutes of Texas of 1911 so as to make privileged, without proof of actual malice, fair, true and impartial accounts of all executive and legislative proceedings,

including all reports and proceedings in or before legislative committees, boards of managers of public educational and eleemosynary institutions, city councils and other governing bodies of cities or towns, commissioners courts and boards of trustees of public schools."

S. B. No. 258, A bill to be entitled "An Act to fix the venue of suits for damages for libel and slander."

S. B. No. 259, A bill to be entitled "An Act to amend Article 5598 of the Revised Civil Statutes of the State of Texas of 1911, Title 84, Chapter 1, by providing that nothing in said title shall be construed to take away any now or heretofore existing defense to a civil action for libel, and preserving all such defenses."

Respectfully,
JOHN D. McCALL,
Secretary of the Senate.

SENATE JOINT RESOLUTION NO. 3 ON FINAL PASSAGE.

Mr. Thomas called up for consideration at this time the motion to reconsider the vote by which the House refused to pass Senate Joint Resolution No. 3 to a third reading on last Wednesday, March 14, which motion to reconsider was on that day duly spread upon the Journal, due notice having been given that the motion to reconsider would be called up for consideration at this time.

Mr. Bertram moved to table the motion to reconsider, and the motion to table was lost.

Question recurring on the motion to reconsider, it prevailed.

The Speaker then laid before the House

S. J. R. No. 3, Proposing and submitting to a vote of the people of Texas an amendment to Section 9, Article 7, of the Constitution of the State of Texas, authorizing the levy of a special tax of not exceeding seventy-five cents on the one hundred dollars valuation and a vehicle tax of not exceeding one dollar on the one hundred dollars valuation for the improvement and maintenance of public roads.

The Clerk was directed to call the roll, and the resolution was passed by the following vote:

Yeas—95.

Baker.	Bedell.
Beard of Milam.	Blackmon.
Beasley.	Blalock.
Beason.	Boner.

Brown.	Peddy.
Bryan.	Peyton.
Bryant.	Pillow.
Burton of Tarrant.	Pope.
Cadenhead.	Reeves.
Canales.	Richards.
Cates.	Roemer.
Clark.	Russell.
Cope.	Sackett.
Davis of Grimes.	Sentell.
Davis	Schlesinger.
of Van Zandt.	Schlosshan.
De Bogory.	Scholl.
Fairchild.	Smith of Bastrop.
Fisher.	Smith of Hopkins.
Florer.	Smith of Scurry.
Fly.	Spencer of Nolan.
Haidusek.	Spencer of Wise.
Hawkins.	Spradley.
Hill.	Stewart.
Holland.	Swope.
Hudspeth.	Taylor.
Johnson.	Templeton.
Jones.	Terrell.
Laas.	Thomas.
Laney.	Thomason
Lange.	of El Paso.
Lee.	Thompson
Lindemann.	of Hunt.
Lowe	Thompson
of McMullen.	of Red River.
McFarland.	Tilson.
McMillin.	Tinner.
Meador.	Traylor.
Mendell.	Tschoepe.
Metcalfe.	Valentine.
Miller of Austin.	Wahrmund.
Miller of Dallas.	Walker.
Monday.	White.
Neeley.	Williams
Neill.	of Brazoria.
Nichols.	Williams
Nordhaus.	of McLennan.
O'Banion.	Williford.
O'Brien.	Wilson.
Osborne.	Woodul.
Parks.	Yantis.

Nays—18.

Bagby.	Harris.
Bertram.	Lanier.
Blackburn.	McDowra.
Bledsoe.	Martin.
Burton of Rusk.	Morris.
Butler.	Murrell.
Davis of Dallas.	Sallas.
Dodd.	Veatch.
Dudley.	Woods.
Dunnam.	

Present—Not Voting.

McComb.

Absent.

Beard of Harris.	Cox.
Bland.	Denton.
Carlock.	Estes.

Fitzpatrick.	Raiden.
Greenwood.	Robertson.
Hardey.	Rogers.
Hartman.	Seawright.
Lacey.	Sholars.
Low	Thomason
of Washington.	of Nacogdoches.
Moore.	Tillotson.

Absent—Excused.

Bell.	Poage.
Crudgington.	Strayhorn.
McCoy.	Upchurch.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed the following bills:

H. B. No. 333, A bill to be entitled
"An Act to amend subdivision 60, Ar-
ticle 1121 of Chapter 2 of Title 25 of
the Revised Civil Statutes of Texas
adopted at the Regular Session of the
Thirty-second Legislature, as amended
at the Regular Session of the Thirty-
third Legislature, authorizing the for-
mation of corporations for the construc-
tion and operation of interurban elec-
tric, gas or gasoline, denatured alcohol
or naphtha motor railways with power
to own, construct and operate union
depots and office buildings and the right
to acquire, hold and operate other pub-
lic utilities in and adjacent to the cities
or towns within or through which said
companies operate; and authorizing
those heretofore organized to acquire,
hold and operate other public utilities
in and adjacent to the cities or towns
within or through which said companies
operate, and providing the method of
amending their charter so as to ex-
pressly include such authority."

H. B. No. 591, A bill to be entitled
"An Act to transfer to the board of
county school trustees all rights and
powers pertaining to the public free
schools that have heretofore been vested
in the county commissioners court; and
repealing all laws and parts of laws in
conflict herewith."

H. B. No. 785, A bill to be entitled
"An Act to create a more efficient road
law for Wilson county, Texas; fixing
the compensation of the commissioners
of Wilson county when acting as ex-

officio road commissioners, and declaring an emergency."

Respectfully,
JOHN D. McCALL,
Secretary of the Senate.

CONFERENCE COMMITTEE REPORT
ON HOUSE BILL NO. 364.

Mr. Boner called up from the Speaker's table, for consideration at this time, the following report of the Conference Committee on House bill No. 364:

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives, and Hon. W. P. Hobby, President of the Senate.

Sirs: We, your Conference Committee appointed by your respective bodies to consider the amendments of House bill No. 364, have had the same under consideration and beg to report as follows:

Strike out all after the enacting clause and insert the following:

"Section 1. That whenever by law notice is required to be given of any act or proceeding, whether public or private, or relating to a judicial, executive, or legislative matter, which notice is now authorized by law or by contract, to be made by posting notices in one or more public places, such notices shall hereafter be given by publication thereof, in a newspaper of general circulation, which has been continuously and regularly published for a period of not less than one year, in the county in which said act or proceeding is to occur; provided, that nothing in this act shall be construed to require the publication of any general election notice, public road notices nor probate notices, when the appraised value of the estate in which same is issued is less than one thousand dollars (\$1000.00), and provided further, that the provisions of this act shall not apply to sales made under a written contract wherein it is provided that notice of sale thereunder may be posted.

"Sec. 2. All notices published under the provisions of this act shall be printed at least once each week, for the period of time now required for posting such notices.

"Sec. 3. In the event no paper should be published in the county where such notice is required to be given, then such notices may be posted as now provided by law.

"Sec. 4. The price to be paid for all

publications required by this act shall be not more than one dollar (\$1.00) per square of one hundred (100) words for first insertion, and not more than fifty cents per one hundred (100) words for each subsequent insertion, said publication fee to be taxed as other costs in the case.

"Sec. 5. All laws and parts of laws in conflict herewith be and the same are hereby repealed.

"Sec. 6. The crowded condition of the calendar and the necessity of this law creates an emergency and an imperative public necessity for the suspension of the constitutional rule requiring bills to be read on three several days, and such rule is hereby suspended and this act shall take effect from and after its passage, and it is so enacted."

Strike out all the caption and insert the following: "An Act to require the publication in some newspaper of general circulation of all notices now required by law or contract to be given of any act or proceeding, whether public or private, or relating to a judicial, executive or legislative matter, which notice is now authorized by law or contract to be made by posting notices in one or more public places, fixing a time of such publication, and the compensation, naming certain exemptions, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

BONER,
CATES,
YANTIS,
RUSSELL,
McFARLAND.

On the part of the House.

JOHNSON,
FLOYD,
HALL,
CLARK.

On the part of the Senate.

Question—Shall the report be adopted?

Yeas and nays were demanded, and the report was adopted by the following vote:

Yeas—86.

Bagby.	Brown.
Baker.	Bryan.
Beard of Milam.	Bryant.
Beasley.	Burton of Rusk.
Beason.	Burton of Tarrant.
Bedell.	Cannales.
Blackburn.	Cates.
Boner.	Clark.

Cope.	Parks.
Davis of Grimes.	Pillow.
Davis	Reeves.
of Van Zandt.	Richards.
De Bogory.	Roemer.
Dudley.	Russell.
Dunnam.	Sackett.
Fairchild.	Sentell.
Fisher.	Schlesinger.
Florer.	Schlosshan.
Fly.	Scholl.
Haidusek.	Seawright.
Harris.	Sholars.
Hartman.	Smith of Bastrop.
Hawkins.	Smith of Scurry.
Holland.	Spradley.
Hudspeth.	Swope.
Johnson.	Taylor.
Jones.	Templeton.
Laas.	Thomas.
Lange.	Thomason
Lanier.	of Nacogdoches.
Lindemann.	Thompson
Lowe	of Hunt.
of McMullen.	Thompson
Low	of Red River.
of Washington.	Tilson.
McComb.	Tschoepe.
McFarland.	Valentine.
Mendell.	Veatch.
Metcalfe.	Wahrmund.
Miller of Austin.	White.
Miller of Dallas.	Williams
Monday.	of Brazoria.
Morris.	Williams
Neeley.	of McLennan.
Nordhaus.	Wilson.
O'Brien.	Woodul.
Osborne.	Yantis.

Nays—26.

Bertram.	O'Banion.
Blackmon.	Peddy.
Blalock.	Peyton.
Butler.	Robertson.
Cadenhead.	Sallas.
Dodd.	Smith of Hopkins.
Laney.	Spencer of Nolan.
Lee.	Spencer of Wise.
McDowra.	Stewart.
McMillin.	Tinner.
Meador.	Trayler.
Murrell.	Williford.
Neill.	Woods.

Present—Not Voting.

Davis of Dallas.

Absent.

Beard of Harris.	Estes.
Bland.	Fitzpatrick.
Bledsoe.	Greenwood.
Carlock.	Hardey.
Cox.	Hill.
Denton.	Lacey.

Martin.	Rogers.
Moore.	Terrell.
Nichols.	Thomason
Poage.	of El Paso.
Pope.	Tillotson.
Raiden.	Walker.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

Mr. Cates moved to reconsider the vote by which the report was adopted and to table the motion to reconsider. The motion to table prevailed.

HOUSE BILL NO. 91 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 91, A bill to be entitled "An Act providing that in all suits of mandamus or injunction against any person holding any public office in this State, and in his official capacity, after final trial and judgment in the trial court, and after notice of appeal to the Court of Appeals or Supreme Court has been given, should such person vacate such office, such suit shall not abate; providing that his successor may be a party to such suits, by motion, and providing for costs, and declaring an emergency."

The bill was read third time and was passed.

Mr. Holland moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 212 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 212, A bill to be entitled "An Act to create and establish a 'Texas Industrial School and Workshop for the Adult Blind of the State'; providing for a board to locate such institution and to manage its affairs; providing an appropriation, and declaring an emergency."

The bill was read third time.

On motion of Mr. Carlock, the bill was laid on the table subject to call.

HOUSE BILL NO. 216 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 216, A bill to be entitled "An Act for the protection of citizens of this State, and of the United States, and citizens of countries having equal treaty rights with the United States on behalf of their citizens, who may be killed or injured in a foreign State or country, and providing for the procedure of trying such suits and causes of action in the courts of the State of Texas, and providing compensation therefor, and declaring an emergency."

The bill was read third time and was passed.

Mr. Thomason of El Paso moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 222 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 222, A bill to be entitled "An Act to amend Article 4621, Chapter 32 of the General Laws of the Thirty-third Legislature of Texas, passed at the Regular Session thereof, being 'An Act to amend Articles 4621, 4622, 4624, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, concerning the marital rights of parties, defining separate and community property of the husband and wife, conferring upon the wife the power to make contracts, authorizing suits on such contracts, giving the wife control over her separate property, placing limitations upon such control, giving her control over the rents from her separate real estate, interest on bonds and notes and dividends on stock owned by her, and over her personal earnings, exempting the same from debts contracted by her husband, providing that the joinder of the husband shall be necessary to a conveyance or encumbrance of the wife's lands, bonds, stock, except that upon the order of the district court she may convey the same without joinder of the husband, repealing Article 4625, Title 68, Chapter 3, of the Revised Statutes of Texas, 1911, and all other laws and parts of laws in conflict herewith, and declaring an emergency,' by providing that when the husband shall have permanently abandoned the wife, or shall be insane, she may, upon order of the district court, encumber, transfer or convey her separate real estate, bonds and stocks, without the joinder of her husband in such encumbrance, transfer or

conveyance, and by providing that in such instances upon order of the district court, she may transfer and convey her separate real estate, without the joinder of her husband in such transfer or conveyance, whether such separate real estate be occupied and claimed by her as a homestead or otherwise, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time.

Mr. Robertson offered the following amendment to the bill:

Amend House bill No. 222 by adding to Section 1, page 2, line 40, the following: "The community property of the husband and wife shall not be liable for debts or damages resulting from contracts of the wife except for necessities furnished herself and children, unless the husband joins in the execution of the contract; provided, that her rights with reference to the community property on permanent abandonment by the husband shall not be affected by the preceding sentence."

The amendment was adopted.

House bill No. 222 was then passed.

Mr. Williams of McLennan moved to reconsider the vote by which the bill was passed.

The motion to reconsider prevailed.

The Speaker then laid the bill before the House, on its final passage.

Mr. Williams of McLennan offered the following amendments to the bill:

(1)

Amend House bill No. 222, page 2, line 3, by adding after the word "acquire" and before the word "shall" the following: "and the rents and revenues derived therefrom."

(2)

Amend House bill No. 222, page 2, line 9, after the word "acquire" and before the word "shall" by adding the following: "and the rents and revenues derived therefrom."

The amendments were adopted.

House bill No. 222 was then passed.

Mr. Blackburn moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 316, "An Act to amend

Title 22, Chapter 4, Article 883, Revised Statutes of 1911 of the State of Texas, and declaring an emergency."

S. B. No. 465, "An Act incorporating the Valley Mills Independent School District in Bosque and McLennan counties, Texas, for free school purposes only, and divesting the present Valley Mills Independent School District and its board of trustees of the control of its public free schools, and of the title to all school property therein, and vesting the same in the said Valley Mills Independent School District and its board of trustees, and prescribing the rights, powers, privileges and duties of said Valley Mills Independent School District and its board of trustees, and declaring an emergency."

S. B. No. 224, "An Act to amend Title 86, Chapter 4, of the Revised Civil Statutes of 1911, by adding after Article 5644 a new article to be entitled 5644a, providing for a lien for newspaper workers in the editorial or reportorial department of any newspaper, publication or periodical, whether it be daily or otherwise, also any solicitor, clerk or other employe in the advertising business office of any newspaper, publication or periodical, whether it be daily or otherwise, and declaring an emergency."

S. B. No. 334, "An Act to make an emergency appropriation for the purpose of purchasing and installing a storage tank and other facilities to store and convey oil from the Southwest Texas State Normal, and declaring an emergency."

S. B. No. 461, "An Act to incorporate the city of Plainview, Hale county, Texas, and to grant it a charter; to define its powers and prescribe its territorial limits, duties and liabilities, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 13, "An Act providing for the payment by the State of Texas of a monthly pension to indigent, widowed mothers for the partial support of their children in their own homes."

HOUSE BILL NO. 282 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 282, A bill to be entitled "An Act to amend Article 1121, Chapter 2, Title 25, Revised Civil Statutes of the State of Texas, relating to private corporations by adding thereto Section 77; providing for the building

and operating dry docks and marine ways, repairing and constructing vessels and doing other repair and construction work in connection therewith."

The bill was read third time and was passed.

Mr. Beason moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE JOINT RESOLUTION NO. 17 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. J. R. No. 17, Proposing to amend Section 1, Article 9, of the Constitution of the State of Texas, relating to taxation.

The resolution was read third time.

Mr. Woods offered the following amendment to the resolution:

Amend House Joint Resolution No. 17 by striking out all of said resolution after line 12, on page 1, of the printed resolution, and inserting the following:

Subjects and Classification.

Section 1. The Legislature shall provide by general law regular and uniform rules of assessment and taxation. Taxes may be levied upon such subjects, under such classifications and in such manner as shall be prescribed by general law. Reasonable classifications of the subjects of taxation may be provided and specific taxes may be imposed. Taxes may be imposed on the incomes of natural persons and of corporations, other than municipal, from whatever source derived and may also be imposed on inheritances. Such income and inheritance taxes may be either proportional or graduated and progressive.

Exemptions.

Two hundred and fifty dollars worth of household and kitchen furniture shall be exempt from all taxation to each family in this State. Other reasonable exemptions may be made by the Legislature.

Poll Taxes.

The Legislature may impose a poll tax.

Occupation Taxes.

The Legislature may impose occupation taxes, both upon natural persons and upon corporations, other than municipal, doing business in this State, except that persons engaged in mechanical and agricultural pursuits shall never be required to pay an occupation tax. Counties, cities and towns may impose

such occupation tax on persons and corporations as above, but such tax levied by any county, city or town shall not exceed one-half of the tax levied by the State for the same period on such profession or business.

Separation of State and Local Taxes.

The Legislature may separate the subjects of taxation, so that the revenue for the support of the State government may be raised from certain subjects and that for the support of the local governments may be raised from other subjects.

Submission to the People.

Sec. 2. The Governor of this State is hereby instructed to issue the necessary proclamation for the submission of this amendment to the qualified voters of the State of Texas at the next general election to be held in November, 1918, at which election all voters favoring this amendment shall have printed or written on their ballots the words "For the amendment to Section 1, Article 8, of the Constitution of the State of Texas, relating to taxation and revenue," and those opposed to this amendment shall have written or printed on their ballots the words "Against the amendment to Section 1, Article 8, of the Constitution of the State of Texas, relating to taxation and revenue."

Appropriation.

Sec. 3. The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of the general revenue in the treasury, not otherwise appropriated, for the purpose of carrying out the purposes of this amendment.

Mr. Terrell raised a point of order on consideration of the amendment on the ground that it is not germane to the purposes of the bill.

The Speaker sustained the point of order.

(Speaker in the chair.)

Mr. Carlock moved the previous question on the passage of the resolution, and the main question was ordered.

The Clerk was directed to call the roll, and the House refused to pass the resolution by the following vote:

Yeas—45.

Baker.	Burton of Rusk.
Bedell.	Cadenhead.
Blalock.	Clark.
Boner.	Cope.

Cox.
Davis of Dallas.
Davis
of Van Zandt.
Dodd.
Fairchild.
Florer.
Hawkins.
Hudspeth.
Johnson.
Lee.
Meador.
Miller of Dallas.
Neill.
Nichols.
O'Banion.
Osborne.
Parks.
Peady.
Peyton.

Reeves.
Richards.
Russell.
Sentell.
Schlosshan.
Sholars.
Smith of Bastrop.
Smith of Hopkins.
Spencer of Nolan.
Spencer of Wise.
Stewart.
Templeton.
Terrell.
Thomas.
Thomason
of Nacogdoches.
Traylor.
Walker.
Yantis.

Nays—69.

Bagby.	Miller of Austin.
Beard of Milam.	Monday.
Beasley.	Moore.
Beason.	Murrell.
Bertram.	Neeley.
Blackburn.	Nordhaus.
Blackmon.	Pillow.
Bland.	Pope.
Bledsoe.	Roemer.
Brown.	Sackett.
Bryan.	Sallas.
Burton of Tarrant.	Schlesinger.
Butler.	Scholl.
Canales.	Seawright.
Carlock.	Smith of Scurry.
Davis of Grimes.	Spradley.
De Bogory.	Swope.
Dudley.	Thomason
Dunnam.	of El Paso.
Fisher.	Thompson
Fitzpatrick.	of Hunt.
Fly.	Thompson
Hartman.	of Red River.
Holland.	Tillotson.
Jones.	Tilson.
Laas.	Tschoepe.
Laney.	Valentine.
Lange.	Veatch.
Lanier.	White.
Lindemann.	Williams
Lowe	of Brazoria.
of McMullen.	Williams
McComb.	of McLennan.
McDowra.	Williford.
McFarland.	Wilson.
McMillin.	Woods.
Martin.	Woodul.
Mendell.	

Absent.

Beard of Harris.	Greenwood.
Bryant.	Haidusek.
Cates.	Hardey.
Denton.	Hill.
Estes.	Lacey.

Low	Raiden.
of Washington.	Robertson.
Metcalfe.	Rogers.
Morris.	Tinner.
O'Brien.	Wahrmund.

Absent—Excused.

Bell.	Poage.
Crudgington.	Strayhorn.
McCoy.	Upchurch.

Paired.

Mr. Harris (present), who would vote "yea," with Mr. Taylor (absent), who would vote "nay."

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 200, "An Act to amend Article 2308, Chapter 5, Title 41, Revised Civil Statutes of Texas, 1911, relating to venue of suits in justice courts, by adding thereto at the end of Subdivision 4 thereof, 'Providing that in all suits to recover for labor performed or any kind of personal service rendered may, at the option of plaintiff, be brought and maintained where such labor is performed or personal service rendered,' and declaring an emergency."

H. B. No. 651, "An Act to amend Article 2234 of the Revised Civil Statutes of Texas, relating to the Dallas Criminal District Court, changing said article so that it shall be discretionary with the judge of the Dallas Criminal District Court to empanel a grand jury for said court, instead of it being mandatory; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

H. B. No. 621, "An Act to amend Section 2 of Chapter 69, Acts of the Thirty-third Legislature, Regular Session so as to enlarge the town of Lyford; defining its boundaries, etc., and declaring an emergency."

H. B. No. 738, "An Act creating the Remlig Common County Line Independent School District known as Remlig Common County Line School District No. 3, Jasper county, Texas, etc., and declaring an emergency."

H. B. No. 767, "An Act to amend the caption of Chapter 41 of the Local and Special Laws of Texas, passed by

the Regular Session of the Thirty-third Legislature, the same being a McLennan county road law and being Senate bill No. 360, etc."

H. B. No. 822, "An Act incorporating and reorganizing the Sealy Independent School District in Austin county, Texas, etc., and declaring an emergency."

H. B. No. 690, "An Act to create the Liberty Hill Independent School District in Williamson county, Texas, including the present Liberty Hill district of said county, etc., and declaring an emergency."

H. B. No. 409, "An Act to amend Article 3883 of Chapter 121 of the General Laws of the State of Texas passed by the Thirty-third Legislature at its Regular Session."

H. B. No. 638, "An Act to reorganize the First Judicial District, to be composed of the counties of San Augustine, Sabine, Newton, Jasper and Orange; fixing the time for holding court therein, and after July 1, 1917, continuing the times of holding court therein as now provided by law until July 1, 1917; to validate process, bonds and recognizances heretofore issued or taken in the courts of said district, and to preserve and validate all judgments rendered or to be rendered in the courts in said district prior to July 1, 1917, and declaring an emergency."

H. B. No. 502, "An Act to amend Article 421 of the Penal Code of the State of Texas; to further define 'baratry' so as to include the fomenting of litigation for profit and by persons in addition to attorneys at law by soliciting employment or advancing money or other things of value to the parties to litigation in order to procure employment."

H. B. No. 654, "An Act to create a more efficient road system for Angelina county; creating a highway commission, defining its duties, providing for the qualification and election of the members of the same, etc., and declaring an emergency."

H. B. No. 750, "An Act creating and establishing the Kountze Corporate School District in Hardin county, Texas, etc., and declaring an emergency."

H. B. No. 276, "An Act to create the Eighty-first Judicial District of the State of Texas, to reorganize the Thirty-sixth and Forty-ninth Judicial Districts of said State, to provide for the appointment of a district attorney in said Thir-

ty-sixth Judicial District as reorganized, and to provide for the appointment of a district judge for said Eighty-first Judicial District, and to provide for the continuance in office of the present district attorney of the Thirty-sixth Judicial District of Texas, as district attorney of the Eighty-first Judicial District of Texas, residing in Wilson county, Texas; to provide for the continuance in office of the present district judge and district attorney of the Forty-ninth Judicial District of Texas, to fix the time of holding the district courts of said districts, to provide for the time when this act shall take effect, to make all process heretofore issued, as well as bonds and recognizances heretofore entered into conform thereto; to provide that the grand and petit jurors drawn and selected under existing laws in any of the counties of said judicial district shall be considered legally drawn and selected for the term of the district court of their respective counties, held after this act takes effect, and providing that this act take effect on August 1, 1917; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate refuses to concur in House amendments to Senate bill No. 183, and asks that a Free Conference Committee be appointed. The Senate has elected the following members on the part of the Senate: Senators Lattimore, Buchanan of Scurry, Johnson of Hall, Dean, Dayton.

The Senate concurs in House amendments to Senate bill No. 94.

The Senate refuses to concur in House amendments to Senate bill No. 95, and asks for a Free Conference Committee and the following have been elected members of the committee on the part of the Senate: Senators Gibson, King, Hudspeth, Bee, Dayton.

Respectfully,
G. H. BOYNTON,
Assistant Secretary of the Senate.

CONFERENCE COMMITTEE ON SENATE BILL NO. 95.

Mr. McMillin called up from the Speaker's table, for consideration at this time,

the request of the Senate for a Free Conference Committee on Senate bill No. 95.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

Mr. McMillin moved that the request be granted.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Free Conference Committee on the part of the House: Messrs. Cope, McMillin, Williams of McLennan, Williams of Brazoria, Murrell.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. C. R. No. 23, Fixing the date of sine die adjournment Wednesday, March 21.

H. B. No. 246, A bill to be entitled "An Act to amend Section 5 of House bill No. 25, passed by the Thirty-third Legislature at the Regular Session, 1913, and approved April 7, 1913, relating to prorating the appropriation for Confederate pensions among the pensioners."

Respectfully,
G. H. BOYNTON,
Assistant Secretary of the Senate.

MOTION TO TAKE UP SENATE BILL NO. 397.

Mr. McFarland moved that the regular order of business be suspended, to take up and have placed on its second reading and passage to a third reading,

S. B. No. 397, A bill to be entitled "An Act to provide for the establishment, maintenance and government of a State Normal College to be located at Alpine, in Brewster county, Texas, to be known as the 'Alpine State Normal College,' and declaring an emergency."

The motion to suspend was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the Free Conference Committee report on House bill No. 364.

The Senate has passed
S. B. No. 489, A bill to be entitled
"An Act creating and incorporating the
Mercedes Independent School District in
Hidalgo county, Texas, etc., and declar-
ing an emergency."

Respectfully,
G. H. BOYNTON,
Assistant Secretary of the Senate.

HOUSE BILL NO. 678 ON THIRD READING.

Mr. Spencer of Wise moved that the
constitutional rule requiring bills to be
read on three several days be suspended
and that House bill No. 678 be placed
on its third reading and final passage.

The motion prevailed by the following
vote:

Yeas—114.

Bagby.	Laney.
Baker.	Lange.
Beard of Milam.	Lanier.
Beasley.	Lee.
Beason.	Lindemann.
Bedell.	Lowe
Bertram.	of McMullen.
Blackburn.	McComb.
Blackmon.	McDowra.
Blalock.	McFarland.
Bland.	McMillin.
Bledsoe.	Martin.
Boner.	Meador.
Brown.	Mendell.
Bryan.	Metcalf.
Burton of Rusk.	Miller of Austin.
Burton of Tarrant.	Miller of Dallas.
Butler.	Monday.
Cadenhead.	Moore.
Canales.	Murrell.
Carlock.	Neeley.
Clark.	Neill.
Cope.	Nichols.
Cox.	Nordhaus.
Davis of Dallas.	O'Banion.
Davis of Grimes.	Osborne.
De Bogory.	Parks.
Denton.	Peddy.
Dodd.	Peyton.
Dudley.	Pillow.
Dunnam.	Pope.
Fairchild.	Reeves.
Fisher.	Roemer.
Fitzpatrick.	Rogers.
Florer.	Russell.
Fly.	Sackett.
Haidusek.	Sallas.
Harris.	Sentell.
Hartman.	Schlesinger.
Hawkins.	Schlosshan.
Holland.	Scholl.
Hudspeth.	Seawright.
Jones.	Smith of Bastrop.
Laas.	Smith of Hopkins.

Smith of Scurry.	Tilson.
Spencer of Nolan.	Trayler.
Spencer of Wise.	Tschoepe.
Spradley.	Valentine.
Stewart.	Veatch.
Swope.	Wahrmund.
Templeton.	White.
Thomas.	Williams
Thomason	of Brazoria.
of El Paso.	Williams
Thomason	of McLennan.
of Nacogdoches.	Williford.
Thompson	Wilson.
of Hunt.	Woods.
Thompson	Woodul.
of Red River.	Yantis.
Tillotson.	

Absent.

Beard of Harris.	Morris.
Bryant.	O'Brien.
Cates.	Poage.
Davis	Raiden.
of Van Zandt.	Richards.
Estes.	Robertson.
Greenwood.	Sholars.
Hardey.	Taylor.
Hill.	Terrell.
Johnson.	Tinner.
Lacey.	Walker.
Low	
of Washington.	

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

The Speaker then laid House bill No.
678 before the House, on its third read-
ing and final passage.

The bill was read third time and was
passed.

HOUSE BILL NO. 792 ON FINAL PASSAGE.

Mr. Hartman moved to reconsider the
vote by which House bill No. 792 was
passed.

The motion to reconsider prevailed.

The Speaker then laid House bill No.
792 before the House on its final pas-
sage.

Mr. Hartman offered the following
amendment to the bill:

Amend House bill No. 792 by inserting
immediately after Section 2 of said bill
the following:

"Sec. 3. The management and control
of the public free schools in the said
The Karnes City Independent School Dis-
trict as herein created is hereby vested
in a board of trustees, which board shall
be composed of seven persons, resident

citizens and qualified voters within said district, and each member of said board of trustees, before entering upon the discharge of his duties as such, shall make and subscribe to the official oath provided by the general statutes of this State, and said board of trustees shall be vested with all powers and duties herein granted and conferred, in addition to duties and powers conferred upon boards of school trustees of independent school districts by the general laws of the State of Texas, except that the present board of trustees of the Karnes Independent School District as heretofore constituted shall serve as trustees of the Karnes City Independent School District as hereby created until their terms of office shall have expired and until their successors are duly elected and qualified.

"Sec. 4. The board of school trustees of the Karnes City Independent School District shall be a body politic and corporate in law, and as such may contract and be contracted with, sue and be sued, plead and be impleaded in any court of this State of proper jurisdiction, and may receive any gifts, grants, donation or devise made for the use and benefit of the public schools of the Karnes City Independent School District.

"Sec. 5. The management and control of the public free schools within the Karnes City Independent School District shall be and is hereby vested in the board of trustees of the said district to the exclusion of every other authority, except wherein such authority shall be in conflict with the general supervisory authority of the State Superintendent of Public Instruction and the State Board of Education.

"Sec. 6. Immediately after the taking effect of this act, or within twenty days thereafter, the trustees of the Karnes City Independent School District as heretofore existing shall meet and organize their board by electing the proper officers thereof from among their number, which board and officers shall be the duly."

The amendment was adopted.

House bill No. 792 was then passed.

SENATE BILL NO. 328 ON SECOND READING.

On motion of Mr. Bagby, the regular order of business was suspended, to take up and have placed on its second reading and passage to a third reading,

S. B. No. 328, A bill to be entitled "An Act to permit railroad corporations,

by and with permission of the Railroad Commission of Texas, to change, relocate or abandon any portion of its line when without the limits of any incorporated city, town or village, and to change, relocate or abandon any part of its line within the limits of any incorporated city, town or village, by and with the permission of the Railroad Commission of Texas, and the city council or board of aldermen of such city, town or village, and providing for the exercise of the right of eminent domain to acquire right of way and depot grounds when lines are changed or relocated, and validating such changes, relocations or abandonments when heretofore made with the permission of the Railroad Commission of Texas, and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Pillow offered the following amendment to the bill:

Amend bill by adding at the end of Section 4, line 30, page 3, the following: "Provided, that no railroad track shall be located or relocated under any order of the Railroad Commission heretofore or hereafter made upon, over or across any street, alley, square or highway of any incorporated city or town without the assent of the corporation of said city or town as now required by Article 6497 of the Revised Civil Statutes, 1911."

Mr. Miller of Dallas moved the previous question on the amendment and the passage of the bill to a third reading, and the main question was ordered.

Mr. Fairchild moved to reconsider the vote by which the previous question was ordered.

Mr. Bagby moved to table the motion to reconsider, and the motion to table was lost.

Question recurring on the motion to reconsider, it prevailed.

Question then recurring on the motion for the previous question, it was lost.

Question recurred—Shall the amendment by Mr. Pillow be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the Free Conference Committee report on Senate bill No. 95.

The Senate has passed
S. B. No. 42, A bill to be entitled
"An Act to provide for the registration
of land titles in this State, to prescribe
the procedure, the duties of officers in
relation thereto, the venue, the form of
registration certificates, and declaring
an emergency."

Respectfully,
G. H. BOYNTON,
Assistant Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid
before the House, read severally first
time, and referred to the appropriate
committees, as follows:

S. B. No. 42, to the Committee on
State Affairs.

S. B. No. 485, to the Committee on
Education.

S. B. No. 478, to the Committee on
Education.

S. B. No. 196, to the Committee on
Private Corporations.

S. B. No. 257, to the Committee on
State Affairs.

S. B. No. 155, to the Committee on
Criminal Jurisprudence.

S. B. No. 259, to the Committee on
Reforms in Civil Procedure.

S. B. No. 258, to the Committee on
Reforms in Civil Procedure.

S. B. No. 315, to the Committee on
Municipal Corporations.

S. B. No. 489, to the Committee on
Education.

SENATE BILL NO. 475 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House,
on its second reading and passage to a
third reading.

S. B. No. 475, A bill to be entitled
"An Act creating the Girard Independ-
ent School District in Kent county,
Texas, out of the territory known as
the Girard Common School District No.
13 in said county, defining its boun-
daries and providing for the election of
trustees therefor and authorizing the
board of trustees to levy, assess and
collect special taxes, and declaring an
emergency."

The bill was read second time and
was passed to a third reading.

SENATE BILL NO. 479 ON THIRD READING.

(By Unanimous Consent.)

The Speaker laid before the House,
on its third reading and final passage,

S. B. No. 479, A bill to be entitled
"An Act to create a more efficient road
law for Duval county, Texas; fixing the
compensation of the commissioners of
Duval county when acting as ex-officio
road commissioners, and declaring an
emergency."

The bill was read third time and
was passed.

HOUSE BILL NO. 801 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House;
on its second reading and passage to
engrossment,

H. B. No. 801, A bill to be entitled
"An Act to amend Section 13, Chapter
35, Acts of the Regular Session of the
Twenty-fifth Legislature, being House
bill No. 83, and as amended by Senate
bill No. 195, Acts of the Regular Ses-
sion of the Twenty-ninth Legislature,
creating a more efficient road system
for Rains county, etc., and declaring
an emergency."

The bill was read second time.

Mr. Lee offered the following amend-
ments to the bill:

(1)

Amend caption to House bill No. 801
by striking out "\$150" and substituting
"\$200."

(2)

Amend House bill No. 801, Section
13, page 2, line 8, by striking out
"\$150" and inserting in lieu thereof
"\$200."

The amendments were adopted.

House bill No. 801 was then passed
to engrossment.

HOUSE BILL NO. 843 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on
its second reading and passage to engross-
ment,

H. B. No. 843, A bill to be entitled
"An Act amending Chapter 115, page 446,
of the Special Laws of the Regular Ses-
sion of the Thirty-third Legislature of
the State of Texas, entitled 'An Act to
authorize and empower Zavala county or
any political subdivision or other defined
district to issue bonds, etc.,' by adding
Section 15a thereto, providing for a sal-
ary and per diem for the members of the
commissioners court of said county, while
acting as ex-officio road commissioners,
and declaring an emergency."

The bill was read second time and was passed to engrossment.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 464, "An Act to amend Chapter 141 of the General Laws enacted by the Thirty-third Legislature in 1913, approved by the Governor on April 7, 1913, being an act entitled 'An Act to carry into effect the provisions of the amendment to Section 51 of Article 3 of the State of Texas, adopted at an election in said State on the 5th day of November, A. D. 1912, and formally declared to be a part of said Constitution by a proclamation of the Governor of said State, issued heretofore on the 30th day of December, A. D. 1912, etc.,' and declaring an emergency."

S. B. No. 384, "An Act to amend Article 4859, Title 71, Chapter 7, relating to reports of local insurance associations, of the Revised Civil Statutes, 1911, of the State of Texas."

S. B. No. 396, "An Act to validate titles to school land which has been purchased on condition of settlement and residence in cases where the purchaser made settlement thereon, as required by law, and before the expiration of three years from date of award, transferred the land but completed the occupancy and obtained a certificate of occupancy, and declaring an emergency."

S. B. No. 451, "An Act creating a special road law for Johnson county, Texas."

S. B. No. 200, "An Act to prevent and punish the desecration or improper use of the flag of the United States of America, and declaring an emergency."

S. B. No. 223, "An Act granting the power to purchase, lease, or acquire by condemnation, for certain public purposes, to county school trustees of common school districts, having less than 150 scholastics, trustees of independent school districts having 150 or more scholastics, and to cemetery associations, incorporated or unincorporated, and declaring an emergency."

RECESS.

On motion of Mr. Peyton, the House, at 6:25 o'clock p. m., took recess to 8 p. m. today.

NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by the Speaker.

TO LIMIT TIME OF SPEECHES.

Mr. Moore offered the following privileged resolution:

Resolution to amend Rule 10, Section 6, by adding at the end of the section the following: "Provided further that during the last six days of the session all speeches shall be limited to five minutes in duration, and the Speaker shall not entertain any request or motion for an extension of time."

The resolution was read and was referred by the Speaker to the Committee on Rules.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 95.

The Speaker laid before the House, for consideration at this time, the following report of the Conference Committee on Senate bill No. 95:

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives, and Hon. W. P. Hobby, President of the Senate.

Sirs: We, your Conference Committee appointed to consider the differences between the two Houses on Senate bill No. 95, "An Act to amend Article 3837 of the Revised Statutes of 1911 so as to provide that the permit fees for corporations payable to the Secretary of State under the provisions of Article 3837, Chapter 1, Title 58, of the Revised Statutes of the State of Texas shall be based upon the capital stock of corporations, domestic and foreign, issued and outstanding, not exceed the sum of twenty-five hundred dollars," have met and after full and free conference have agreed to make and do make the following recommendation, to-wit:

First, that the House recede from its five amendments, designated as committee amendments.

All of which is respectfully submitted.

COPE,

McMILLIN,

WILLIAMS of Brazoria,

WILLIAMS of McLennan,

MURRELL.

On the part of the House.

GIBSON,

DAYTON,

HUDSPETH,

BEE,

KING.

On the part of the Senate.

Question recurring on the report, it was adopted.

HOUSE BILL NO. 844 ON SECOND READING.

On motion of Mr. Harris, by unanimous consent, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 844, A bill to be entitled "An Act to reorganize the Thirty-eighth and Sixty-third Judicial Districts of the State of Texas; and prescribe the time, and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and process from such courts to such changes, and to make all process issued or served before this act takes effect, including recognizances and bonds returnable to the terms of the courts in the several districts as herein fixed; to validate process and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

PROVIDING FOR POST-SESSION CLERICAL WORK.

Mr. Parks offered the following resolution:

Be it resolved, That the Chief Clerk be retained five days and the Calendar Clerk one day after sine die adjournment for the purpose of collecting and arranging all bills, resolutions and petitions in possession of either of said officers and delivering the same, after proper classification, to the Secretary of State. That the stenographer and secretary to the Speaker be retained one day each after sine die adjournment, and that the clerk to the Committee on Contingent Expenses be retained for a sufficient time after sine die adjournment, not to exceed thirty days, for the purpose of closing up and tabulating the contingent expense accounts for publication in the Permanent Journal, and for preparing the manuscript of the House for the Legislative Manual and reading the proof on said Manual, and that they receive the same salary as provided during the Regular Session for such employees; be it

Resolved. That the Sergeant-at-Arms and the clerk to the Sergeant-at-Arms be retained for ten days each, and they shall be charged with the duty of ar-

ranging for publication in the Journal of such accounts as are now required to be published, or which have been ordered published by the House; also the expense account for stationery and supplies of each member or employe of the Regular Session. The Sergeant-at-Arms shall collect all supplies and stationery left over and remaining, which shall be kept locked in the Sergeant-at-Arms' room for use in the extra session, and he shall collect and deliver all furniture now in possession of the House to the Superintendent of Public Buildings and Grounds, taking a receipt for all such items, and an inventory of all such items shall be printed in the Permanent Journal.

The Sergeant-at-Arms may retain three porters for five days and two for two days at \$2.00 per day each.

That two hundred and fifty volumes of the House Journal of the Regular Session of the Thirty-fifth Legislature, when completed, shall be printed and shall be bound in full law sheep, and that one volume when thus bound shall be forwarded by the Journal Clerk of the House to each member of the House of Representatives, to each elective officer of the House and to each Senator, and the remainder shall be turned over to the Secretary of State.

The printing of such House Journals in permanent form shall be done in accordance with pre-existing laws and with the provisions of this resolution under the supervision of the Journal Clerk of the House, and it is further provided that the Journals herein provided for shall be delivered to the Journal Clerk of the House within sixty days after the last copy shall have been furnished to the printing contractor. And it is further provided that the contractor shall furnish daily to the Journal Clerk of the House for purpose of correction and indexing, three proofs of forty-eight pages of the House Journal, as such pages will appear when finally printed, such proofs to be furnished within one day after the copy for such batch of forty-eight pages shall have been furnished by the Journal Clerk to the contractor; and it is further provided that it shall be the duty of the Journal Clerk of the House of Representatives not to receive or receipt for said House Journal until correctly published as required herein, and by pre-existing law; provided, that the Journal Clerk shall be empowered to leave out of the permanent Journal all enrolled bills which have been printed in the daily Journals.

When said Journals have been published and the account approved by the State Printing Board, the same shall be paid out of the contingent expense fund of the Thirty-fifth Legislature that is available; provided, that the chairman of the Committee on Contingent Expenses shall not issue voucher for said amount until the Journal Clerk has certified to him that the Journals have been published and delivered in accordance with the provisions of this resolution.

The Journal Clerk and his assistant shall be retained for the interim between the Regular Session and the First Called Session, provided, that that time shall not exceed sixty days after sine die adjournment, for the purpose of correcting and indexing and the supervision of the publication of the Journal of the House of Representatives for the Regular Session of the Thirty-fifth Legislature.

That each employe so retained shall receive \$5.00 per day unless otherwise stated, to be paid out of any sum appropriated for mileage and per diem of members and officers and employes of the Regular Session of the Thirty-fifth Legislature. Also the amounts to be paid by warrants to be signed by the Speaker and the Chief Clerk of the House, unless otherwise provided in this resolution.

PARKS, Chairman;
FLY,
STEWART,
DE BOGORY,
WALKER,

Committee on Contingent Expenses.

The resolution was read second time and was adopted.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Miller of Dallas, it was ordered that Senate bills Nos. 257, 258 and 259 be not printed.

On motion of Mr. Blackburn, it was ordered that Senate bill No. 423 be not printed.

On motion of Mr. Thomason of Nacogdoches, it was ordered that Senate bills Nos. 489, 478 and 485 be not printed.

HOUSE BILL NO. 815 WITH SENATE AMENDMENTS.

Mr. Schlosshan called up from the Speaker's table, with the Senate amendments, for the consideration of the amendments,

H. B. No. 815, A bill to be entitled "An Act to amend Title 5, Article 30, paragraph 21, of the Revised Civil Stat-

utes of Texas of 1911, which article provides for judicial districts of the State, and which paragraph defines the Twenty-first Judicial District and determine the date and length of term of such district court in each of the counties of the said district, and which amendment provides for a change in the term of the said court in Lee county."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Schlosshan, the House concurred in the Senate amendments.

SENATE BILL NO. 328 ON PASSAGE TO A THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 328, relative to relocation of railroad lines, with amendment by Mr. Pillow pending.

(Mr. Pope in the chair.)

Mr. Peyton moved that further consideration of the bill be postponed indefinitely.

Mr. Miller of Dallas moved the previous question on the amendment, the motion to postpone indefinitely, and the passage of the bill to a third reading, and the main question was ordered.

Mr. Fairchild moved to reconsider the vote by which the main question was ordered.

Yeas and nays were demanded, and the motion to reconsider was lost by the following vote:

Yeas—49.

Baker.	Metcalf.
Beasley.	Neeley.
Beason.	Neill.
Bedell.	O'Banion.
Bertram.	Peddy.
Blackmon.	Peyton.
Blalock.	Pillow.
Boner.	Reeves.
Bryan.	Robertson.
Burton of Rusk.	Rogers.
Butler.	Russell.
Cadenhead.	Sackett.
Clark.	Sentell.
Cope.	Smith of Hopkins.
Davis.	Spencer of Wise.
of Van Zandt.	Stewart.
Dodd.	Swope.
Dunnam.	Templeton.
Fairchild.	Terrell.
Lacey.	Thomason
McDowra.	of Nacogdoches.
McMillin.	Tinner.
Meador.	Traylor.

Veatch.
Walker.
Williford.

Woods.
Woodul.

The amendment was adopted by the following vote:

Nays—54.

Bagby.	McComb.
Beard of Milam.	McFarland.
Blackburn.	Martin.
Brown.	Mendell.
Burton of Tarrant.	Miller of Austin.
Carlock.	Miller of Dallas.
Cates.	Moore.
Cox.	Morris.
Davis of Dallas.	Murrell.
Davis of Grimes.	Nichols.
De Bogory.	Nordhaus.
Dudley.	Parks.
Fisher.	Roemer.
Fitzpatrick.	Schlesinger.
Fly.	Schlosshan.
Greenwood.	Scholl.
Haidusek.	Smith of Bastrop.
Hartman.	Smith of Scurry.
Hawkins.	Spencer of Nolan.
Holland.	Spradley.
Hudspeth.	Taylor.
Laas.	Thomason
Laney.	of El Paso.
Lange.	Thompson
Lee.	of Hunt.
Lindemann.	Tillotson.
Lowe	Williams
of McMullen.	of McLennan.
Low	Yantis.
of Washington.	

Present—Not Voting.

Harris. Pope.

Absent.

Beard of Harris.	Raiden.
Bland.	Richards.
Bledsoe.	Sallas.
Bryant.	Seawright.
Canales.	Sholars.
Denton.	Thomas.
Estes.	Thompson
Florer.	of Red River.
Hardey.	Tilson.
Hill.	Tschoepe.
Johnson.	Valentine.
Jones.	Wahrmund.
Lanier.	White.
Monday.	Williams
O'Brien.	of Brazoria.
Osborne.	Wilson.

Absent—Excused.

Bell.	Poage.
Crudginton.	Strayhorn.
McCoy.	Upchurch.

Yeas—60.

Baker.	O'Banion.
Beard of Milam.	Peddy.
Beasley.	Peyton.
Beason.	Pope.
Bertram.	Reeves.
Blackmon.	Robertson.
Boner.	Rogers.
Bryan.	Russell.
Burton of Rusk.	Sackett.
Butler.	Sentell.
Cadenhead.	Schlesinger.
Clark.	Schlosshan.
Cope.	Smith of Bastrop.
Cox.	Smith of Hopkins.
Davis of Dallas.	Spencer of Wise.
Davis	Stewart.
of Van Zandt.	Swope.
De Bogory.	Taylor.
Dodd.	Templeton.
Dunnam.	Terrell.
Fairchild.	Thomason
Fitzpatrick.	of Nacogdoches.
Hawkins.	Thompson
Laas.	of Hunt.
Lacey.	Tillotson.
Lindemann.	Tinner.
McDowra.	Traylor.
McMillin.	Veatch.
Meador.	Williford.
Metcalfe.	Woods.
Miller of Austin.	Woodul.
Neill.	

Nays—45.

Bagby.	Martin.
Blackburn.	Mendell.
Blalock.	Miller of Dallas.
Brown.	Monday.
Burton of Tarrant.	Morris.
Cates.	Murrell.
Davis of Grimes.	Neeley.
Dudley.	Nichols.
Fisher.	Nordhaus.
Fly.	Parks.
Greenwood.	Roemer.
Haidusek.	Scholl.
Harris.	Sholars.
Hartman.	Smith of Scurry.
Holland.	Spencer of Nolan.
Hudspeth.	Spradley.
Laney.	Thomason
Lange.	of El Paso.
Lee.	Thompson
Lowe	of Red River.
of McMullen.	Valentine.
Low	Walker.
of Washington.	Williams
McComb.	of McLennan.
McFarland.	Yantis.

Present—Not Voting.

Pillow.

Question then first recurring on the amendment by Mr. Pillow, yeas and nays were demanded.

Absent.

Beard of Harris.	O'Brien.
Bedell.	Osborne.
Bland.	Poage.
Bledsoe.	Raiden.
Bryant.	Richards.
Canales.	Sallas.
Carlock.	Seawright.
Denton.	Thomas.
Estes.	Tilson.
Florer.	Tschoepe.
Hardey.	Wahrmund.
Hill.	White.
Johnson.	Williams
Jones.	of Brazoria.
Lanier.	Wilson.
Moore.	

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.
McCoy.	

Question next recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—37.

Beard of Milam.	Neill.
Beasley.	O'Banion.
Beason.	Peyton.
Bertram.	Reeves.
Boner.	Robertson.
Burton of Rusk.	Russell.
Butler.	Sentell.
Cadenhead.	Smith of Hopkins.
Clark.	Stewart.
Cope.	Swope.
Davis	Terrell.
of Van Zandt.	Thomason
Dodd.	of Nacogdoches.
Dunnam.	Tilson.
Fairchild.	Tinner.
Lee.	Traylor.
McDowra.	Walker.
McMillin.	Williford.
Meador.	Woods.
Metcalfe.	

Nays—53.

Bagby.	Greenwood.
Blackburn.	Haidusek.
Blackmon.	Harris.
Blalock.	Hartman.
Brown.	Hawkins.
Burton of Tarrant.	Holland.
Carlock.	Laas.
Cates.	Lange.
Cox.	Lindemann.
Davis of Dallas.	Low
Davis of Grimes.	of Washington.
Denton.	McFarland.
Fisher.	Martin.
Fly.	Mendell.

Miller of Austin.	Sholars.
Miller of Dallas.	Smith of Bastrop.
Monday.	Smith of Scurry.
Moore.	Spencer of Nolan.
Morris.	Spradley.
Murrell.	Templeton.
Nichols.	Thomason
Nordhaus.	of El Paso.
Parks.	Thompson
Pope.	of Red River.
Sallas.	Tillotson.
Schlesinger.	Valentine.
Schlosshan.	Veatch.
Scholl.	Woodul.

Present—Not Voting.

Mr. Speaker.	McComb.
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Absent.

Baker.	O'Brien.
Beard of Harris.	Osborne.
Bedell.	Pillow.
Bland.	Poage.
Bledsoe.	Raiden.
Bryan.	Richards.
Bryant.	Roemer.
Canales.	Rogers.
De Bogory.	Sackett.
Estes.	Seawright.
Fitzpatrick.	Spencer of Wise.
Florer.	Taylor.
Hardey.	Thomas.
Hill.	Tschoepe.
Hudspeth.	White.
Johnson.	Williams
Jones.	of Brazoria.
Lacey.	Williams
Laney.	of McLennan.
Lanier.	Wilson.
McCoy.	Yantis.

Absent—Excused.

Bell.	Strayhorn.
Crudgington.	Upchurch.

Paired.

Mr. Dudley (present), who would vote "nay," with Mr. Thompson of Hunt (absent, who would vote "yea."

Mr. Neeley (present), who would vote "yea," with Mr. Wahrmund (absent), who would vote "nay."

Mr. Peddy (present), who would vote "yea," with Mr. Lowe of McMullen (absent), who would vote "nay."

(Speaker in the chair.)

Mr. Bagby moved a call of the House for the purpose of maintaining a quorum pending consideration of the bill, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to

the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Verification of Vote.

Mr. Fairchild called for a verification of the vote on the motion to postpone indefinitely.

The Clerk was directed to call the roll of those recorded as voting "yea."

The roll of "yeas" was called and found correct as first announced.

The Clerk was then directed to call the roll of those recorded as voting "nay."

The roll of "nays" was called, and found correct as first announced.

The verified vote stood as first announced: Yeas 37, nays 53.

Question then recurring on the passage of the bill to a third reading, yeas and nays were demanded.

The roll was called on the passage of the bill to a third reading, and the vote of the House recorded as follows:

Yeas—52.

Bagby.	Mendell.
Beason.	Miller of Austin.
Blackburn.	Miller of Dallas.
Blackmon.	Monday.
Blalock.	Moore.
Brown.	Morris.
Burton of Tarrant.	Murrell.
Carlock.	Nichols.
Cates.	Nordhaus.
Cox.	Parks.
Davis of Dallas.	Pope.
Davis of Grimes.	Schlesinger.
Denton.	Schlosshan.
Dunnam.	Scholl.
Fisher.	Sholars.
Fly.	Smith of Bastrop.
Greenwood.	Smith of Scurry.
Haidusek.	Spencer of Nolan.
Harris.	Spradley.
Hartman.	Swope.
Hawkins.	Templeton.
Holland.	Thomason
Laas.	of El Paso.
Lange.	Thompson
Low	of Red River.
of Washington.	Tillotson.
McFarland.	Valentine.
Martin.	Woodul.

Nays—30.

Beard of Milam.	Boner.
Beasley.	Clark.
Bertram.	Cope.

Davis	Robertson.
of Van Zandt.	Russell.
Dodd.	Sentell.
Fairchild.	Smith of Hopkins.
Lee.	Stewart.
Lindemann.	Thomason
McMillin.	of Nacogdoches.
Meador.	Tilson.
Metcalf.	Trayler.
Neill.	Veatch.
O'Banion.	Walker.
Peyton.	Williford.
Reeves.	Woods.

Present—Not Voting.

Mr. Speaker.	McComb.
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Absent.

Baker.	O'Brien.
Beard of Harris.	Osborne.
Bedell.	Pillow.
Bland.	Raiden.
Bledsoe.	Richards.
Bryan.	Roemer.
Bryant.	Rogers.
Burton of Rusk.	Sackett.
Butler.	Sallas.
Cadenhead.	Seawright.
Canales.	Spencer of Wise.
De Bogory.	Taylor.
Estes.	Terrell.
Fitzpatrick.	Thomas.
Florer.	Tinner.
Hardey.	Tschoepe.
Hill.	White.
Hudspeth.	Williams
Johnson.	of Brazoria.
Jones.	Williams
Lacey.	of McLennan.
Laney.	Wilson.
Lanier.	Yantis.
McDowra.	

Absent—Excused.

Bell.	Poage.
Crudgington.	Strayhorn.
McCoy.	Upchurch.

Paired.

Mr. Dudley (present), who would vote "yea," with Mr. Thompson of Hunt (absent), who would vote "nay."

Mr. Peddy (present), who would vote "nay," with Mr. Lowe of McMullen (absent), who would vote "yea."

Mr. Neeley (present), who would vote "nay," with Mr. Wahrmond (absent), who would vote "yea."

The roll call on the passage of the bill to a third reading developed the fact that there was not a quorum present, only 88 members answering to their names, and it was so announced.

ADJOURNMENT.

Mr. Woods moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

The motion to adjourn prevailed, and the House accordingly, at 10:45 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON EDUCATION.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred Senate bill No. 475, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

JOHNSON, Vice-Chairman.

REPORT OF COMMITTEE ON JUVENILE REFORMS.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Juvenile Reforms, to whom was referred Senate bill No. 267, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

FLORES, Chairman.

REPORT OF COMMITTEE ON EN-GROSSED BILLS.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 678, A bill to be entitled "An Act to amend Article 2771, Title 48, Chapter 12, of the Revised Civil Statutes of 1911 of the State of Texas, providing for the selection of treasurer of the school fund in an independent district of more than one hundred and fifty scholastics, whether it be a city which has assumed control of the school within its limits or a corporation for school purposes only; providing for bond to be

executed by the treasurer, and fixing the conditions of said bond,"

And find the same correctly engrossed.
RUSSELL, Vice-Chairman.

REPORTS OF COMMITTEE ON EN-ROLLED BILLS.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 519, "An Act to apply to and govern all insurance corporations incorporated under the laws of this State; making it unlawful for any insurance corporation so created to make a voluntary assignment, and prescribing the duty of such company when it finds itself unable to meet its obligations; making void any voluntary general assignment by such company or any acts relative thereto and making void all transfer of assets after an act of insolvency or in contemplation thereof, with a view of preferring one creditor over another; declaring that no attachment, injunction or execution shall issue against such an insurance company or its property before final judgment; prescribing the duties of the Commissioner of Insurance and Banking when the capital stock or the reserves of an insurance company become impaired, or when such company is conducting its business in an unlawful or unsafe or unauthorized manner, or has made wrong entries or misapplied funds, or when complaint is made by any stockholder to the Commissioner touching the management of its affairs or its financial condition; and regulating the investigation of any such complaint and the method of examination of the books and records of the company; defining the duty of the Commissioner in the event such company fails to observe the lawful orders issued by him in such cases; stating when and under what circumstances the Commissioner of Insurance and Banking shall report the affairs of an insurance corporation to the Attorney General for action; prescribing certain duties for the Attorney General and the district courts and district judges of the State; prescribing a complete scheme of liquidation by a receiver or insolvent insurance corporations and also by the Commissioner of Insurance and Banking; defining the

duties of the Commissioner with reference to such liquidation, his authority and the method of liquidation in detail; imposing upon the Commissioner authority to call a stockholders' meeting of insurance companies for the election of a new board of directors under certain conditions; defining how and when and under what circumstances and conditions the Commissioner of Insurance may take charge of the affairs of an insurance corporation and liquidate the same, and in what manner such corporation may place its affairs in the hands of the Commissioner; authorizing the Commissioner to appoint special agents to assist him in the liquidation of such insurance companies and regulating the power and authority of such special agents, and providing for their compensation; giving any insurance company aggrieved by the action of the Commissioner taking charge of its affairs authority to bring an injunction proceeding to restrain further action; giving the Insurance Commissioner authority when he has taken charge of any insurance company to reinsure any of the risks or contracts of the company, and defining the rights of policy holders relative thereto; giving such insurance companies and their stockholders certain rights with reference to liquidation after such companies have been taken charge of by the Commissioner, and defining and prescribing such rights; declaring that the rights and remedies herein provided on the part of the State shall be held to be cumulative of other laws on the subject in so far as the State is concerned, but exclusive as to other persons, natural or corporate, and a compliance therewith a prerequisite to the collection of any claim or maintenance of any action against a corporation taken over by the Commissioner or against him; providing that certain matters relative to this act shall be in the official reports of the Commissioner, and fixing a penalty for publication or circulation of false statements or reports relating to any such company, or for conspiring to depreciate the market value of the stock of such company, or to bring about its liquidation; and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 652, "An Act to create a commission to make a complete educational survey of the State of Texas, including public schools, the institutions of higher learning, and State departments doing extension work or semi-educational work, making an appropriation, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 33, "An Act creating for Dallas county an additional county court at law; providing a name therefor; prescribing the jurisdiction thereof; providing for the election and qualification of the judge thereof; fixing the judge's compensation; specifying the terms of said court; prescribing the fees to be collected by the judge thereof; prescribing the powers and duties of the judge thereof, etc.,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 478, "An Act to amend Section 7 of Chapter 107, page 214, of the General Laws of the Thirty-second Legislature of 1911, and regulating the time for holding the district court in the various counties composing the Fiftieth Judicial District of Texas, so as to give Dickens county one more week and validating processes, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this

day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 21, "An Act fixing the salaries of judges of the Supreme Court and the Court of Criminal Appeals and the judges of the Courts of Civil Appeals and of the district courts of this State, and providing for maximum salaries for judges of district courts acting as members of a juvenile board in certain counties and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 655, "An Act to amend Article 923f of the Penal Code of this State as enacted by Chapter 135 of the Acts of the Regular Session of the Thirty-third Legislature of the State of Texas, so as to exempt therefrom the counties of Hood and Somervell, as to the waters of the Brazos river, and as to the waters of Paluxy creek from the first day of July to the first day of January of each year, and provided that gigging and grabbling is and shall be prohibited in both streams at all times, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 15, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 231, "An Act to amend Article 900, Title 10, of the Code of Criminal Procedure of the State of Texas of 1911, so as to make bail bonds good in all criminal cases until verdict or judg-

ment and until the defendant is taken in custody by the sheriff, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 5 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 443, "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911, as amended by Chapter 72, General Laws of the Thirty-third Legislature, and Chapters 26 and 99, General Laws of the Thirty-fourth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Kimble, Jefferson, Kleberg, Menard, Real, Sutton, Terrell, Clay, Collingsworth, Dimmit, Gregg, Lamb, Lipscomb, Maverick, Nacogdoches, Tom Green, Bandera, Crockett, Edwards, Grimes and El Paso counties, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 675, "An Act to permit the Enid, Ochiltree & Western Railroad Company and the owners of its properties, purchased at receiver's sale, and its and their assigns, trustees and representatives to take up and remove its railroad construction heretofore made from within the city of Dalhart, in Dallam county, Texas, to the terminus of its track approximately thirteen miles in an easterly direction in Hartley county, Texas, and to sell and dispose of same, and abandon the same and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 621, "An Act to amend
Section 2 of Chapter 69, Acts of the
Thirty-third Legislature, Regular Ses-
sion, so as to enlarge the territory of
the Hutchins Independent School Dis-
trict in Dallas county, Texas; and pre-
scribing the metes and bounds thereof,
and declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented
same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 738, "An Act creating the
Remlig Common County Line Independ-
ent School District known as Remlig
Common County Line School District
No. 3, Jasper county, Texas, etc., and
declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 750, "An Act creating and
establishing the Kountze Corporate
School District in Hardin county, Texas,
etc., and declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented
same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 767, "An Act to amend the
caption of Chapter 41 of the Local and
Special Laws of Texas, passed by the

Regular Session of the Thirty-third Leg-
islature, the same being a McLennan
county road law and being Senate bill
No. 360, etc.,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 822, "An Act incorporating
and reorganizing the Sealy Independent
School District in Austin county, Texas,
etc., and declaring an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 690, "An Act to create the
Liberty Hill Independent School District
in Williamson county, Texas, including
the present Liberty Hill district of said
county, etc., and declaring an emer-
gency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 409, "An Act to amend Ar-
ticle 3883 of Chapter 121 of the General
Laws of the State of Texas, passed by
the Thirty-third Legislature at its Reg-
ular Session, relating to fees allowed
county officers in certain counties in this
State,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 638, "An Act reorganizing
the First Judicial District, to be com-
posed of the counties of San Augustine,
Sabine, Newton, Jasper and Orange, fix-
ing the time for holding court therein,
and after July 1, 1917, continuing the
times for holding court therein as now
provided by law until July 1, 1917, to
validate process, bonds, recognizances
heretofore issued or taken in the courts
of said district, and to preserve and
validate all judgments rendered or to
be rendered in the courts in said dis-
trict prior to July 1, 1917, and declar-
ing an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented
same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 502, "An Act to amend Ar-
ticle 421 of the Penal Code of the State
of Texas, to further define 'barratry' so
as to include the fomenting of litigation
for profit and by persons in addition to
attorneys at law by soliciting employ-
ment or advancing money or other thing
of value to claimants or to the parties
to litigations in order to procure em-
ployment,"

Have carefully compared same and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented same
to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 654, "An Act to create a
more efficient road system for Angelina
county; creating a highway commission,
defining its duties, providing for the
qualification and election of the mem-
bers of the same, etc., and declaring an
emergency,"

Have carefully compared same, and

find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented
same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 276, "An Act to create the
Eighty-first Judicial District of the
State of Texas, to reorganize the Thirty-
sixth and Forty-ninth Judicial Districts
of said State, to provide for the appoint-
ment of a district attorney in said
Thirty-sixth Judicial District as reor-
ganized, and to provide for the appoint-
ment of a district judge for said Eighty-
first Judicial District, and to provide
for the continuance in office of the pres-
ent district attorney of the Thirty-sixth
Judicial District of Texas, as district
attorney of the Eighty-first Judicial
District of Texas, residing in Wilson
county, Texas, to provide for the con-
tinuance in office of the present district
judge and district attorney of the Forty-
ninth Judicial District of Texas, to fix
the time of holding the district courts
of said district, to provide for the time
when this act shall take effect, to make
all process heretofore issued, as well as
bonds and recognizances heretofore en-
tered into conform thereto, to provide
that the grand and petit jurors drawn
and selected under existing laws in any
of the counties of said judicial districts
shall be considered legally drawn and
selected for the term of the district
court of their respective counties, held
after this act takes effect, and providing
that this act take effect on August 1,
1917, to repeal all laws and parts of
laws in conflict herewith, and declaring
an emergency,"

Have carefully compared same, and
find it correctly enrolled, and have this
day, at 4:50 o'clock p. m., presented
same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,
Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 200, "An Act to amend Ar-
ticle 2308, Chapter 5, Title 41, Revised
Civil Statutes of Texas, 1911, relating to
venue of suits in justice courts, by adding

thereto at the end of subdivision 4 thereof, 'Providing that in all suits to recover for labor performed or any kind of personal service rendered may, at the option of plaintiff, be brought and maintained where such labor is performed or personal service rendered,' and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:50 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

Committee Room,

Austin, Texas, March 16, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 651, "An Act to amend Article 2234 of the Revised Civil Statutes of Texas, relating to the Dallas Criminal District Court, changing said article so that it shall be discretionary with the judge of the Dallas Criminal District Court to empanel a grand jury for said court, instead of it being mandatory: repealing all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:50 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Vice-Chairman.

FIFTIETH DAY.

(Saturday, March 17, 1917.)

The House met at 9:30 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following members were present:

Bagby.	Bryant.
Baker.	Burton of Rusk.
Beard of Milam.	Burton of Tarrant.
Beasley.	Butler.
Beason.	Cadenhead.
Bedell.	Canales.
Bertram.	Carlock.
Blackburn.	Clark.
Blackmon.	Cope.
Blalock.	Cox.
Bledsoe.	Davis of Dallas.
Boner.	Davis of Grimes.
Brown.	Davis
Bryan.	of Van Zandt.

De Bogory.
Denton.
Dodd.
Dudley.
Dunnam.
Estes.
Fairchild.
Fitzpatrick.
Florer.
Fly.
Haidusek.
Harris.
Hartman.
Hawkins.
Hill.
Holland.
Hudspeth.
Johnson.
Jones.
Laas.
Lacey.
Laney.
Lange.
Lanier.
Lee.
Lindemann.
Lowe
of McMullen.
Low
of Washington.
McComb.
McDowra.
McFarland.
McMillin.
Meador.
Mendell.
Metcalfe.
Miller of Austin.
Monday.
Morris.
Murrell.
Neeley.
Neill.
Nichols.
O'Banion.
O'Brien.
Osborne.
Parks.
Peddy.
Peyton.
Pillow.

Poage.
Pope.
Reeves.
Richards.
Robertson.
Roemer.
Rogers.
Russell.
Sackett.
Sentell.
Schlesinger.
Schlosshan.
Scholl.
Seawright.
Smith of Bastrop.
Smith of Hopkins.
Smith of Scurry.
Spencer of Wise.
Spradley.
Stewart.
Swope.
Taylor.
Templeton.
Terrell.
Thomas.
Thomason
of El Paso.
Thomason
of Nacogdoches.
Thompson
of Hunt.
Thompson
of Red River.
Tillotson.
Tilson.
Traylor.
Tschoepe.
Valentine.
Veatch.
Wahrmund.
Walker.
White.
Williams
of Brazoria.
Williams
of McLennan.
Williford.
Wilson.
Woods.
Woodul.
Yantis.

Absent.

Bland.	Moore.
Cates.	Nordhaus.
Fisher.	Sholars.
Greenwood.	Spencer of Nolan.
Martin.	Tinner.

Absent—Excused.

Beard of Harris.	Miller of Dallas.
Bell.	Raiden.
Crudgington.	Sallas.
Hardey.	Strayhorn.
McCoy.	Upchurch.